



# **NORTH WEST NOORDWES**

## **PROVINCIAL GAZETTE PROVINSIALE KOERANT**

**Vol. 259**

**MAHIKENG**  
8 NOVEMBER 2016  
8 NOVEMBER 2016

**No. 7706**

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**IMPORTANT ANNOUNCEMENT**

# *Closing times for the* **ORDINARY WEEKLY** 2016 *NORTHWEST PROVINCIAL GAZETTE*

*The closing time is **15:00** sharp on the following days:*

- **22 April 2016**, Friday for the issue of Tuesday **03 May 2016**
- **03 May 2016**, Tuesday for the issue of Tuesday **10 May 2016**
- **10 May 2016**, Tuesday for the issue of Tuesday **17 May 2016**
- **17 May 2016**, Tuesday for the issue of Tuesday **24 May 2016**
- **24 May 2016**, Tuesday for the issue of Tuesday **31 May 2016**
- **31 May 2016**, Tuesday for the issue of Tuesday **07 June 2016**
- **07 June 2016**, Tuesday for the issue of Tuesday **14 June 2016**
- **13 June 2016**, Monday for the issue of Tuesday **21 June 2016**
- **21 June 2016**, Tuesday for the issue of Tuesday **28 June 2016**
- **28 June 2016**, Tuesday for the issue of Tuesday **05 July 2016**
- **05 July 2016**, Tuesday for the issue of Tuesday **12 July 2016**
- **12 July 2016**, Tuesday for the issue of Tuesday **19 July 2016**
- **19 July 2016**, Tuesday for the issue of Tuesday **26 July 2016**
- **26 July 2016**, Tuesday for the issue of Tuesday **02 August 2016**
- **02 August 2016**, Tuesday for the issue Tuesday **09 August 2016**
- **08 August 2016**, Monday for the issue of Tuesday **16 August 2016**
- **16 August 2016**, Tuesday for the issue of Tuesday **23 August 2016**
- **23 August 2016**, Tuesday for the issue of Tuesday **30 August 2016**
- **30 August 2016**, Tuesday for the issue of Tuesday **06 September 2016**
- **06 September 2016**, Tuesday for the issue of Tuesday **13 September 2016**
- **13 September 2016**, Tuesday for the issue of Tuesday **20 September 2016**
- **20 September 2016**, Tuesday for the issue of Tuesday **27 September 2016**
- **27 September 2016**, Tuesday for the issue of Tuesday **04 October 2016**
- **04 October 2016**, Tuesday for the issue of Tuesday **11 October 2016**
- **11 October 2016**, Tuesday for the issue of Tuesday **18 October 2016**
- **18 October 2016**, Tuesday for the issue of Tuesday **25 October 2016**
- **25 October 2016**, Tuesday for the issue of Tuesday **01 November 2016**
- **01 November 2016**, Tuesday for the issue of Tuesday **08 November 2016**
- **08 November 2016**, Tuesday for the issue of Tuesday **15 November 2016**
- **15 November 2016**, Tuesday for the issue of Tuesday **22 November 2016**
- **22 November 2016**, Tuesday for the issue of Tuesday **29 November 2016**
- **29 November 2016**, Tuesday for the issue of Tuesday **06 December 2016**
- **06 December 2016**, Tuesday for the issue of Tuesday **13 December 2016**
- **12 December 2016**, Monday for the issue of Tuesday **20 December 2016**
- **19 December 2016**, Monday for the issue of Tuesday **27 December 2016**
- **23 December 2016**, Friday for the issue of Tuesday **03 January 2017**

## LIST OF TARIFF RATES FOR PUBLICATION OF NOTICES

**COMMENCEMENT: 1 APRIL 2016**

### NATIONAL AND PROVINCIAL

Notice sizes for National, Provincial & Tender gazettes 1/4, 2/4, 3/4, 4/4 per page. Notices submitted will be charged at R1000 per full page, pro-rated based on the above categories.

Pricing for National, Provincial - Variable Priced Notices		
Notice Type	Page Space	New Price (R)
Ordinary National, Provincial	1/4 - Quarter Page	250.00
Ordinary National, Provincial	2/4 - Half Page	500.00
Ordinary National, Provincial	3/4 - Three Quarter Page	750.00
Ordinary National, Provincial	4/4 - Full Page	1000.00

### EXTRA-ORDINARY

All Extra-ordinary National and Provincial gazette notices are non-standard notices and attract a variable price based on the number of pages submitted.

The pricing structure for National and Provincial notices which are submitted as **Extra ordinary submissions** will be charged at **R3000** per page.

## GOVERNMENT PRINTING WORKS - BUSINESS RULES

The **Government Printing Works (GPW)** has established rules for submitting notices in line with its electronic notice processing system, which requires the use of electronic *Adobe Forms*. Please ensure that you adhere to these guidelines when completing and submitting your notice submission.

### CLOSING TIMES FOR ACCEPTANCE OF NOTICES

1. The *Government Gazette* and *Government Tender Bulletin* are weekly publications that are published on Fridays and the closing time for the acceptance of notices is strictly applied according to the scheduled time for each gazette.
2. Please refer to the Submission Notice Deadline schedule in the table below. This schedule is also published online on the Government Printing works website [www.gpwonline.co.za](http://www.gpwonline.co.za)

All re-submissions will be subject to the standard cut-off times.

**All notices received after the closing time will be rejected.**

Government Gazette Type	Publication Frequency	Publication Date	Submission Deadline	Cancellations Deadline
National Gazette	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 12h00 - 3 days prior to publication
Regulation Gazette	Weekly	Friday	Friday 15h00, to be published the following Friday	Tuesday, 12h00 - 3 days prior to publication
Petrol Price Gazette	As required	First Wednesday of the month	One week before publication	3 days prior to publication
Road Carrier Permits	Weekly	Friday	Thursday 15h00, to be published the following Friday	3 days prior to publication
Unclaimed Monies (justice, labour or lawyers)	January / As required 2 per year	Any	15 January / As required	3 days prior to publication
Parliament (acts, white paper, green paper)	As required	Any		3 days prior to publication
Manuals	As required	Any	None	None
State of Budget (National Treasury)	Monthly	Any	7 days prior to publication	3 days prior to publication
Legal Gazettes A, B and C	Weekly	Friday	One week before publication	Tuesday, 12h00 - 3 days prior to publication
Tender Bulletin	Weekly	Friday	Friday 15h00 for next Friday	Tuesday, 12h00 - 3 days prior to publication
Gauteng	Weekly	Wednesday	Two weeks before publication	3 days after submission deadline
Eastern Cape	Weekly	Monday	One week before publication	3 days prior to publication
Northern Cape	Weekly	Monday	One week before publication	3 days prior to publication
North West	Weekly	Tuesday	One week before publication	3 days prior to publication
KwaZulu-Natal	Weekly	Thursday	One week before publication	3 days prior to publication
Limpopo	Weekly	Friday	One week before publication	3 days prior to publication
Mpumalanga	Weekly	Friday	One week before publication	3 days prior to publication
Gauteng Liquor License Gazette	Monthly	Wednesday before the First Friday of the month	Two weeks before publication	3 days after submission deadline
Northern Cape Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 days after submission deadline
National Liquor License Gazette	Monthly	First Friday of the month	Two weeks before publication	3 days after submission deadline
Mpumalanga Liquor License Gazette	2 per month	Second & Fourth Friday	One week before	3 days prior to publication

**GOVERNMENT PRINTING WORKS - BUSINESS RULES****NOTICE SUBMISSION PROCESS**

3. Download the latest *Adobe* form, for the relevant notice to be placed, from the **Government Printing Works** website [www.gpwonline.co.za](http://www.gpwonline.co.za).
4. The *Adobe* form needs to be completed electronically using *Adobe Acrobat / Acrobat Reader*. Only electronically completed *Adobe* forms will be accepted. No printed, handwritten and/or scanned *Adobe* forms will be accepted.
5. The completed electronic *Adobe* form has to be submitted via email to [submit.egazette@gpw.gov.za](mailto:submit.egazette@gpw.gov.za). The form needs to be submitted in its original electronic *Adobe* format to enable the system to extract the completed information from the form for placement in the publication.
6. Each notice submission should be sent as a single email. The email should contain **all documentation relating to a particular notice submission**, each as a separate attachment:
  - 6.1. Electronically completed *Adobe* form, specific to the type of notice that is to be placed.
    - 6.1.1. For National *Government Gazette* or *Provincial Gazette* notices, the notices must be accompanied by an electronic Z95 or Z95Prov *Adobe* form
    - 6.1.2. The notice content (body copy) **MUST** be a separate attachment.
  - 6.2. Proof of Payment / Purchase Order: **Government Printing Works** account customer must include a copy of their Purchase Order. **Non-Government Printing Works** account customer needs to submit the proof of payment for the notice
  - 6.3. Where separate notice content is applicable (Z95, Z95 Prov and TForm 3, it should also be attached as a separate attachment. (See specifications below, point 11).
  - 6.4. Any additional notice information if applicable.
7. The electronic *Adobe* form will be taken as the primary source for the notice information to be published. Instructions that are on the email body or covering letter that contradicts the notice form content will not be considered. The information submitted on the electronic *Adobe* form will be published as-is.
8. To avoid duplicated publication of the same notice and double billing, Please submit your notice **ONLY ONCE**.
9. Notices brought to **GPW** by "walk-in" customers on electronic media can only be submitted in *Adobe* electronic form format. All "walk-in" customers with notices that are not on electronic *Adobe* forms will be routed to the Contact Centre where they will be assisted to complete the forms in the required format.
10. Should a customer submit a bulk submission of hard copy notices delivered by a messenger on behalf of any organisation e.g. newspaper publisher, the messenger will be referred back to the sender as the submission does not adhere to the submission rules.



**GOVERNMENT PRINTING WORKS - BUSINESS RULES****COPY (SEPARATE NOTICE CONTENT DOCUMENT)**

11. Where the copy is part of a separate attachment document for Z95, Z95Prov and TForm03

- 11.1. Copy of notices must be supplied in a separate document and may not constitute part of any covering letter, purchase order, proof of payment or other attached documents.

The content document should contain only one notice. (You may include the different translations of the same notice in the same document).

- 11.2. The notice should be set on an A4 page, with margins and fonts set as follows:

Page size = A4 Portrait with page margins: Top = 40mm, LH/RH = 16mm, Bottom = 40mm;  
Use font size: Arial or Helvetica 10pt with 11pt line spacing;

Page size = A4 Landscape with page margins: Top = 16mm, LH/RH = 40mm, Bottom = 16mm;  
Use font size: Arial or Helvetica 10pt with 11pt line spacing;

**CANCELLATIONS**

12. Cancellation of notice submissions are accepted by **GPW** according to the deadlines stated in the table above in point 2. Non-compliance to these deadlines will result in your request being failed. Please pay special attention to the different deadlines for each gazette. Please note that any notices cancelled after the cancellation deadline will be published and charged at full cost.
13. Requests for cancellation must be sent by the original sender of the notice and must accompanied by the relevant notice reference number (N-) in the email body.

**AMENDMENTS TO NOTICES**

14. With effect from 01 October 2015, **GPW** will not longer accept amendments to notices. The cancellation process will need to be followed according to the deadline and a new notice submitted thereafter for the next available publication date.

**REJECTIONS**

15. All notices not meeting the submission rules will be rejected to the customer to be corrected and resubmitted. Assistance will be available through the Contact Centre should help be required when completing the forms. (012-748 6200 or email [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za)). Reasons for rejections include the following:
- 15.1. Incorrectly completed forms and notices submitted in the wrong format, will be rejected.
- 15.2. Any notice submissions not on the correct *Adobe* electronic form, will be rejected.
- 15.3. Any notice submissions not accompanied by the proof of payment / purchase order will be rejected and the notice will not be processed.
- 15.4. Any submissions or re-submissions that miss the submission cut-off times will be rejected to the customer. The Notice needs to be re-submitted with a new publication date.

**GOVERNMENT PRINTING WORKS - BUSINESS RULES****APPROVAL OF NOTICES**

16. Any notices other than legal notices are subject to the approval of the Government Printer, who may refuse acceptance or further publication of any notice.
17. No amendments will be accepted in respect to separate notice content that was sent with a Z95 or Z95Prov notice submissions. The copy of notice in layout format (previously known as proof-out) is only provided where requested, for Advertiser to see the notice in final Gazette layout. Should they find that the information submitted was incorrect, they should request for a notice cancellation and resubmit the corrected notice, subject to standard submission deadlines. The cancellation is also subject to the stages in the publishing process, i.e. If cancellation is received when production (printing process) has commenced, then the notice cannot be cancelled.

**GOVERNMENT PRINTER INDEMNIFIED AGAINST LIABILITY**

18. The Government Printer will assume no liability in respect of—
  - 18.1. any delay in the publication of a notice or publication of such notice on any date other than that stipulated by the advertiser;
  - 18.2. erroneous classification of a notice, or the placement of such notice in any section or under any heading other than the section or heading stipulated by the advertiser;
  - 18.3. any editing, revision, omission, typographical errors or errors resulting from faint or indistinct copy.

**LIABILITY OF ADVERTISER**

19. Advertisers will be held liable for any compensation and costs arising from any action which may be instituted against the Government Printer in consequence of the publication of any notice.

**CUSTOMER INQUIRIES**

Many of our customers request immediate feedback/confirmation of notice placement in the gazette from our Contact Centre once they have submitted their notice – While **GPW** deems it one of their highest priorities and responsibilities to provide customers with this requested feedback and the best service at all times, we are only able to do so once we have started processing your notice submission.

**GPW** has a 2-working day turnaround time for processing notices received according to the business rules and deadline submissions.

Please keep this in mind when making inquiries about your notice submission at the Contact Centre.

20. Requests for information, quotations and inquiries must be sent to the Contact Centre **ONLY**.
21. Requests for Quotations (RFQs) should be received by the Contact Centre at least **2 working days** before the submission deadline for that specific publication.

## GOVERNMENT PRINTING WORKS - BUSINESS RULES

### PAYMENT OF COST

22. The Request for Quotation for placement of the notice should be sent to the Gazette Contact Centre as indicated above, prior to submission of notice for advertising.
23. Payment should then be made, or Purchase Order prepared based on the received quotation, prior to the submission of the notice for advertising as these documents i.e. proof of payment or Purchase order will be required as part of the notice submission, as indicated earlier.
24. Where there is any doubt about the cost of publication of a notice, and in the case of copy, an enquiry, accompanied by the relevant copy, should be addressed to the Gazette Contact Centre, **Government Printing Works**, Private Bag X85, Pretoria, 0001 email: [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za) before publication.
25. Overpayment resulting from miscalculation on the part of the advertiser of the cost of publication of a notice will not be refunded, unless the advertiser furnishes adequate reasons why such miscalculation occurred. In the event of underpayments, the difference will be recovered from the advertiser, and future notice(s) will not be published until such time as the full cost of such publication has been duly paid in cash or electronic funds transfer into the **Government Printing Works** banking account.
26. In the event of a notice being cancelled, a refund will be made only if no cost regarding the placing of the notice has been incurred by the **Government Printing Works**.
27. The **Government Printing Works** reserves the right to levy an additional charge in cases where notices, the cost of which has been calculated in accordance with the List of Fixed Tariff Rates, are subsequently found to be excessively lengthy or to contain overmuch or complicated tabulation.

### PROOF OF PUBLICATION

28. Copies of any of the *Government Gazette* or *Provincial Gazette* can be downloaded from the **Government Printing Works** website [www.gpwonline.co.za](http://www.gpwonline.co.za) free of charge, should a proof of publication be required.
29. Printed copies may be ordered from the Publications department at the ruling price. The **Government Printing Works** will assume no liability for any failure to post or for any delay in despatching of such *Government Gazette(s)*.

## GOVERNMENT PRINTING WORKS CONTACT INFORMATION

#### Physical Address:

**Government Printing Works**  
149 Bosman Street  
Pretoria

#### Postal Address:

Private Bag X85  
Pretoria  
0001

#### GPW Banking Details:

**Bank:** ABSA Bosman Street  
**Account No.:** 405 7114 016  
**Branch Code:** 632-005

**For Gazette and Notice submissions:** Gazette Submissions:

**For queries and quotations, contact:** Gazette Contact Centre:

**E-mail:** [submit.egazette@gpw.gov.za](mailto:submit.egazette@gpw.gov.za)

**E-mail:** [info.egazette@gpw.gov.za](mailto:info.egazette@gpw.gov.za)

**Tel:** 012-748 6200

**Contact person for subscribers:** Mrs M. Toka:

**E-mail:** [subscriptions@gpw.gov.za](mailto:subscriptions@gpw.gov.za)

**Tel:** 012-748-6066 / 6060 / 6058

**Fax:** 012-323-9574

## GENERAL NOTICES • ALGEMENE KENNISGEWINGS

### NOTICE 204 OF 2016

#### NOTICE OF APPLICATION FOR THE AMENDMENT OF THE TOWN PLANNING SCHEME IN TERMS OF SECTION 56 (1)(b)(i) OF THE TOWN PLANNING AND TOWNSHIPS ORDINANCE, 1986, (ORDINANCE 15 OF 1986)

##### DITSBOTLA AMENDMENT SCHEME 196

I, N. W. Smit, on behalf of AMA Battery CC, the owner of the Remainder of Erf 470, Lichtenburg, hereby give notice in terms of Section 56(1)(b)(i) of the Town Planning and Townships Ordinance, 1986, that I have applied to the Ditsobotla Local Municipality for the amendment of the town planning scheme known as Ditsobotla Town Planning Scheme 2007, by the rezoning of the property described above, situated at 1 Fifth Street, Lichtenburg, from "Residential 1" to "Residential 3", for the development of Residential Buildings (Flats). Particulars of the application will lie for inspection during normal office hours at the office of the Municipal Manager, Room 4, Civic Centre, c/o Dr Nelson Mandela Drive and Transvaal Street, Lichtenburg, Tel. No. (018) 633 3800, for a period of 28 days, from 1 November 2016. Objections to or representations in respect of the application must be lodged with or made in writing to the Municipal Manager at the above address or at P.O. Box 7, Lichtenburg, 2740, within a period of 28 days from 1 November 2016.

*Address of Applicant:* 2A Third Avenue, Lichtenburg, 2740.

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### KENNISGEWING 204 VAN 2016

#### KENNISGEWING VAN AANSOEK OM WYSIGING VAN DORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 56(1)(b)(i) VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986 (ORDONNANSIE 15 VAN 1986)

##### DITSBOTLA WYSIGINGSKEMA 196

Ek, N. W. Smit, namens AMA Battery CC, die eienaar van die Restant van Erf 470, Lichtenburg, gee hiermee ingevolge artikel 56(1)(b)(i) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986, kennis dat ek by die Ditsobotla Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van die dorpsbeplanningskema bekend as Ditsobotla Dorpsbeplanningskema 2007, deur die hersonering van die eiendom hierbo beskryf, geleë te Vyfdestraat 1, Lichtenburg, van "Residensieël 1" na "Residensieël 3", vir die ontwikkeling van Residensieële Geboue (Woonstelle). Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Munisipale Bestuurder, Kamer 4, Eerste Vloer, Burgersentrum, h/v Dr. Nelson Mandelaweg en Transvaalstraat, Lichtenburg, Tel. No. (018) 633 3800 vir 'n tydperk van 28 dae vanaf 1 November 2016. Besware teen of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 1 November 2016 skriftelik by of tot die Munisipale Bestuurder by bovermelde adres of by Posbus 7, Lichtenburg, 2740, ingedien of gerig word.

*Adres van Applikant:* Derdelaan 2A, Lichtenburg, 2740.

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### NOTICE 205 OF 2016

#### NOTICE OF APPLICATION FOR AMENDMENT OF TOWN PLANNING SCHEME IN TERMS OF SECTION 56 (1) (b) (ii) OF THE TOWN PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986)

##### PERI URBAN AREAS AMENDMENT SCHEME 2201

I, Jeff de Klerk, being the authorised agent of the owners of Portions 127, 128, 129, 130, 131 and 607, Krokodil drift 446-JQ, hereby give notice in terms of section 56 (1) (b) (ii) of the Town Planning and Townships Ordinance, 1986, read with the Spatial Planning and Land Use Management Act, No 16 of 2013, that I have applied to the Madibeng Local Municipality for the amendment of the Town Planning Scheme known as **Peri Urban Areas Town Planning Scheme, 1975**, by the rezoning of the property described above, situated approximately 4 km south of Brits CBD and south and adjoining Road P35-2 (R566), Krokodil drift, from "Undetermined" to "Special" for mining and quarrying purposes.

Particulars of the application will lie for inspection during normal office hours at the Municipal Offices, Van Velden Street, Brits for a period of 30 days from 01 November 2016.

Objections to or representations in respect of the application must be lodged with or made in writing to the Municipal Manager, at the above address or at PO Box 106, Brits, 0250, within a period of 30 days from 01 November 2016.

*Address of authorised agent:* P O Box 105, Ifafi, 0260, Tel (012) 259 1688 / 082 229 1151

1-8

**KENNISGEWING 205 VAN 2016****KENNISGEWING VAN AANSOEK OM WYSIGING VAN  
DORPSBEPLANNINGSKEMA INGEVOLGE  
ARTIKEL 56 (1) (b) (ii) VAN DIE ORDONNANSIE  
OP DORPSBEPLANNING EN DORPE 1986  
(ORDONNANSIE 15 VAN 1986)****BUITESTEDELIKE GEBIEDE WYSIGINGSKEMA 2201**

Ek, Jeff de Klerk, synde die gemagtigde agent van die eienaars van Gedeeltes 127, 128, 129, 130, 131 en 607, Krokodildrift 446-JQ, gee hiermee ingevolge artikel 56 (1) (b) (ii) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986, saamgelees met die Wet Op Ruimtelike Beplanning en Grondgebruiksbestuur, No 16 van 2013, kennis dat ek by die Madibeng Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van die dorpsbeplanningskema bekend as **Buitestedelike Gebiede Dorpsbeplanningskema, 1975**, deur die hersonering van die eiendom hierbo beskryf, geleë ongeveer 4 km suid van Brits SBD en suid en aanliggend aan Pad P35-2 (R566), Krokodildrift, vanaf "Onbepaald" na "Spesiaal" vir mynbou en steengroef doeleindes.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die Munisipale Kantore, Van Veldenstraat, Brits, vir 'n tydperk van 30 dae vanaf 01 November 2016.

Besware of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 30 dae vanaf 01 November 2016 skriftelik by of tot die Munisipale Bestuurder by bovermelde adres of by Posbus 106, Brits, 0250, ingedien word.

Adres van gemagtigde agent: Posbus 105, Ifafi, 0260, Tel (012) 259 1688 / 082 229 1151

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**NOTICE 206 OF 2016****NOTICE OF APPLICATION FOR THE AMENDMENT OF THE HARTEBESPOORT TOWN PLANNING  
SCHEME, 1993 IN TERMS OF SECTION 56(1) OF THE TOWN PLANNING AND TOWNSHIPS ORDINANCE,  
15 OF 1986.**

I, **Torben Richard Troup** of the firm **GIBB (Pty) Ltd**, being the authorized agent of the owner of Portion 3 of Erf 337 Xanadu Extension 3 Township hereby give notice in terms of Section 56(1) of the Town Planning and Townships Ordinance, 15 of 1986, read together with the Spatial Planning and Land Use Management Act, 2013, that I, the undersigned, intend to apply to the Madibeng Local Municipality for the amendment of the town planning scheme known as the Hartebeespoort Town Planning Scheme, 1993 by the rezoning of the described above, from "Residential 2" subject to certain conditions to "Residential 2" subject to amended conditions to enable the development for the erf for residential purposes only.

Particulars of the application will lie for inspection at the office of the Manager: Development Planning, Madibeng Local Municipality, 53 Van Velden Street, Brits, for a period of 28 days from 2 November.

Any person who wishes to object to the granting of the application or who wishes to make representations in regards thereof shall submit his/ her objection or representation in writing to the Manager to the above office address or P.O Box 106, Brits, 0250 within a period of 28 days from 2 November 2016.

Address of agent: c/o GIBB (Pty) Ltd  
P.O Box 2700  
**RIVONIA**  
2128

1-8

**KENNISGEWING 206 VAN 2016****KENNISWEGING VAN DIE AANSOEK OM DIE WYSIGING VAN DIE HARTEBESPOORT  
DORPSBEPLANNINGSKEMA, 1993, INGEVOLGE ARTIKEL 56(1) VAN DIE ORDONANASIE OP  
DORPSBEPLANNING EN DORPE, 15 van 1986.**

Ek, **Torben Richard Troup** van die firma **GIBB (Pty) Ltd.**, synde die gemagtige agent van die einaar van Portion 3 of Erf 337 Xanadu Uitbreiding 3 Dorpsgebied, gee hiermee ingevolge Artikel 56(1) van die Ordonanasie op Dorpsbeplanning en Dorpe, 15 van 1986, en die toepaslike bepalings van die Ruimtelike Beplanning en Grondgebruikbestuur Wet, 2013, kennis dat, ons by die Madibeng Plaaslike Munisipaliteit aansoek gedoen het vir die wysiging van die Dorpsbeplanning skema, bekend as die Hartebeespoort Dorpsbeplanningskema 1993 deur hersonering van begenoemde, vanaf "Residensieel 2" onderworpe aan sekere voorwaardes, tot "Residensieel 2" onderhewig aan gewysigde voorwaardes, om die ontwikkeling van die eiendom slegs vir Residensieel gebruik in staat te stel.

Besonderhede van die aansoek lê ter insae gedurende kantoorure by die kantoor van die Bestuurder Ruimtelike Beplanning en Grondgebruikbestuur, Madibeng Plaaslike Munisipaliteit, 53 Van Velden Straat, Brits, vir 'n tydperk van 28 dae vanaf 2 November 2016.

Besware teen of vertoe ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 2 November 2016 skriftelik by of tot die Munisipale Bestuurder by bovermelde adres of by Posbus 106, Brits, 0250 vir 'n tydperk van 28 dae vanaf 2 November 2016.

Adres van agent: c/o GIBB (Pty) Ltd  
P.O Box 2700  
**RIVONIA**  
2128

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**NOTICE 207 OF 2016**

**NOTICE OF APPLICATION  
FOR AMENDMENT OF A TOWN PLANNING  
SCHEME IN TERMS OF SECTION 5 (b) (1)(1)  
OF THE TOWN PLANNING AND TOWNSHIP  
ORDINANCES 15 OF 1986 (ORDINANCE 16 OF 1986  
READ TOGETHER WITH SPATIAL PLANNING AND  
LAND USE MANAGEMENT ACT  
KLERKSDORP LAND USE MANAGEMENT SCHEME 2005  
AMENDMENT SCHEME NO: 1001**

Loago Development Solutions cc (2009/10673/23) being the Authorised Agent of the owner of Erf 827 Meringspark Extension 5 hereby gives notice in terms of Section 56 (1)(b)(i) of the Township Planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), read together with the Spatial Planning and Land Use Management Act ( Act NO 16 OF 2013 ) that we have applied to the City of Matlosana for the amendment of the Town Planning Scheme known as Klerksdorp Land Use Management Scheme, 2005 as amended, for the rezoning of Erf NO 827 Meringspark Extension 5 situated at Harry Street from "Residential 1" to "Residential 2" to erect three (3) Dwelling Units

Particulars of the application will lie for inspection during normal office hours, at the record section, Basement floor Braam Fisher Street, Klerksdorp Civic Center for a period of 28 days from 07 November 2016. Objections to or representations in respect of the application must be lodged with or made in writing to the Municipal Manager, City of Matlosana at the above address or be posted to P. O. BOX. 99 Klerksdorp 2570, within a period of 28 days from 07 November 2016  
Address of the Authorised Agent: Loago Development Solutions cc  
(Reg NO 2009/10673/23) NO 6 Sasu Villas Hendrik Potgieter Street Klerksdorp 2571  
Cell NO: 0823945933

8-15

**NOTICE 208 OF 2016****NOTICE IN TERMS OF SECTION 18(1) AND 18(15) OF THE RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2015 FOR A SUBDIVISION OF LAND, A CHANGE OF LAND USE RIGHTS, KNOWN AS A REZONING, AND A CONSOLIDATION. RUSTENBURG AMENDMENT SCHEME 1698**

I, Dawid Jacobus Bos (ID NO:5712165113080), of the firm Maxim Planning Solutions (Pty) Ltd (2002/017393/07), being the authorised agent of the owner of a portion of the Remaining Extent, Portion 1 and Portion 2 of Erf 1526, Rustenburg Extension 3, Registration Division J.Q., North West Province hereby gives notice in terms of Section 18(1)(d) of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-Law, 2015, that I have applied to the Rustenburg Local Municipality for a subdivision in terms of Section 18(15) of a portion of the Remaining Extent of Erf 1526, Rustenburg Extension 3, the change of land use rights also known as rezoning in terms of Section 18(1) on a portion of the Remaining Extent, Portion 1 and Portion 2 of Erf 1526, Rustenburg Extension 3, Registration Division J.Q., North West Province together with a consolidation application, in terms of Section 18(15), with the following proposals: A) The subdivision, rezoning and consolidation of the properties described above, situated at 193 Kock Street, Rustenburg Extension 3 from "Residential 2" to "Special" for the purposes of offices, medical consulting rooms, residential 2 and service enterprise, as defined in Annexure 1903 to the Scheme. B) All properties situated adjacent to a portion of the Remaining Extent, Portion 1 and Portion 2 of Erf 1526, Rustenburg Extension 3, could thereby be affected by this application. C) The application entails that a portion of the Remaining Extent of Erf 1526, Rustenburg Extension 3 be subdivided, that a portion of the Remaining Extent, Portion 1 and Portion 2 of Erf 1526, Rustenburg Extension 3, be rezoned for the purposes of offices, medical consulting rooms, residential 2 and service enterprise, and that all 3 erven be consolidated to form one development area as defined in Annexure 1903, with a maximum height of three (3) storeys, a floor area ratio of 0.94 and a maximum coverage of 65%.

Particulars of the application will lie for inspection during normal office hours at the office of the Municipal Manager, Room 319, Missionary Mpheni House, corner of Nelson Mandela- and Beyers Naude Drive, Rustenburg for the period of 30 days from **08 November 2016**. Objections to or representations in respect of the application must be lodged with or made in writing, or verbally if the objector is unable to read or write, to the Municipal Manager at the above address or at P.O. Box 16, Rustenburg, 0300 within a period of 30 days from **08 November 2016**.

**Address of authorised agent:** Maxim Planning Solutions (Pty) Ltd (2002/017393/07), @ Office Building, 67 Brink Street, Rustenburg, P.O. Box 21114, Proteapark, 0305, Tel: (014) 592-9489. (2/1695/R/L)

8-15



**KENNISGEWING 208 VAN 2016****KENNISGEWING INGEVOLGE ARTIKEL 18(1) EN 18(15) VAN DIE RUSTENBURG PLAASLIKE MUNISIPALITEIT RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUUR VERORDENING, 2015 VIR 'N ONDERVERDELING VAN GROND, 'N VERANDERING VAN DIE GRONDGEBRUIKSREGTE, BEKEND AS 'N HERSONERING, EN 'N KONSOLIDASIE. RUSTENBURG WYSIGINGSKEMA 1698**

Ek, Dawid Jacobus Bos (ID Nr: 5712165113080), van die firma Maxim Planning Solutions (Edms) Bpk (2002/017393/07), synde die gemagtigde agent van die eienaar van 'n gedeelte van die Resterende Gedeelte, Gedeelte 1 en Gedeelte 2 van Erf 1526, Rustenburg Uitbreiding 3, Registrasie Afdeling J.Q., Noordwes Provinsie gee hiermee ingevolge Artikel 18(1)(d) van die Rustenburg Plaaslike Munisipaliteit Ruimtelike Beplanning en Grondgebruikbestuur Verordening, 2015 kennis dat ek by die Rustenburg Plaaslike Munisipaliteit aansoek gedoen het vir die onderverdeling ingevolge Artikel 18(15) van 'n gedeelte van die Resterende Gedeelte van Erf 1526, Rustenburg Uitbreiding 3, vir die verandering van grondgebruiksregte ingevolge Artikel 18(1), ook bekend as hersonering van 'n gedeelte van die Resterende Gedeelte, Gedeelte 1 en Gedeelte 2 van Erf 1526, Rustenburg Uitbreiding 3, tesame met 'n konsolidasie aansoek, ingevolge Artikel 18(15) met die volgende voorstelle: A) Die onderverdeling, hersonering en konsolidasie van die eiendom hierbo beskryf, geleë te Kockstraat 193, Rustenburg Uitbreiding 3, vanaf "Residensieel 2" na "Spesiaal" vir die doeleindes van kantore, mediese spreekkamers, residensieel 2 en diensonderneming, soos omskryf in Bylae 1903 tot die Skema. B) Alle eiendom geleë aanliggend tot 'n gedeelte van die Resterende Gedeelte, Gedeelte 1 en Gedeelte 2 van Erf 1526, Rustenburg Uitbreiding 3, Registrasie Afdeling J.Q., Noordwes Provinsie, kan moontlik deur die aansoek geraak word. C) Die aansoek behels dat 'n gedeelte van die Resterende Gedeelte van Erf 1526, Rustenburg Uitbreiding 3 onderverdeel word, dat 'n gedeelte van die Resterende Gedeelte, Gedeelte 1 en Gedeelte 2 van Erf 1526, Rustenburg Uitbreiding 3 gehersoneer word vir die doeleindes van kantore, mediese spreekkamers, residensieel 2 en diensonderneming en dat al 3 die erwe gekonsolideer word om voorsiening te maak vir een ontwikkelingserf, soos omskryf in Bylae 1903, met 'n maksimum hoogte beperking van drie (3) verdiepings, 'n vloeroppervlakte verhouding van 0.94 en 'n maksimum dekking van 65%.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Munisipale Bestuurder, Kamer 319, Missionary Mpheni House, hoek van Nelson Mandela- en Beyers Naude Rylaan, Rustenburg vir 'n tydperk van 30 dae vanaf **08 November 2016**. Besware teen of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 30 dae vanaf **08 November 2016** skriftelik, of mondelings indien die beswaarmaker nie kan lees of skryf nie, by of tot die Munisipale Bestuurder by bovermelde adres of by Posbus 16, Rustenburg, 0300 ingedien of gerig word.

**Adres van gemagtigde agent: Maxim Planning Solutions (Edms) Bpk (2002/017393/07), @ Office Gebou, Brinkstraat 67, Rustenburg, Posbus 21114, Proteapark, 0305, Tel: (014) 592-9489. (2/1695/R/L)**

8-15

**NOTICE 209 OF 2016****NOTICE IN TERMS OF SECTION 18 (15) OF THE RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2015 FOR CONSOLIDATION OF LAND CONTEMPLATED IN TERMS OF SECTION 18(15)(A)(iii) OF THIS BY-LAW.**

I, David Jacobus Bos (ID No. 5712165113080), of the firm Maxim Planning Solutions (Pty) Ltd (2002/017393/07), being the authorized agent of the owner of Portion 2 of Erf 3582, Tlhabane Unit 1, Portion 5 Erf 3582, Tlhabane Unit 1, Portion 6 of Erf 3582, Tlhabane Unit 1, Portion 7 of Erf 3582, Tlhabane Unit 1, Portion 8 of Erf 3582, Tlhabane Unit 1, Portion 10 of Erf 3582, Tlhabane Unit 1, Portion 11 of Erf 3582, Tlhabane Unit 1, Portion 12 of Erf 3582, Tlhabane Unit 1, Portion 13 of Erf 3582, Tlhabane Unit 1, Erf 3504, Tlhabane Unit 1 and the Remainder of Erf 3582, Tlhabane Unit 1, Registration Division JQ, Province of North West gives notice in terms of Section 18(1)(d) and in terms of Section 18(15)(a)(iii) of the Local Municipality Spatial Planning and Land Use Management By-law, 2015, that I applied to the Rustenburg Local Municipality for the consolidation of the above-mentioned erven (to be known as Erf 3627, Tlhabane Unit 1) with the following proposals: A) The consolidation of the properties described above, situated approximately 3.5 km North West from the central business district of the City of Rustenburg, adjacent to Road R104 (Rustenburg - Swarttruggens road). B) All properties located adjacent to the above-mentioned properties, may be affected by the consolidation. C) The consolidation entails the combination of the above-mentioned erven to form a consolidated development area, for the purposes of the Tlhabane Square Mall.

Details of the application are available for inspection during normal office hours at the office of the Municipal Manager, Room 319, Missionary Mpheni House, corner of Nelson Mandela- and Beyers Naude Drive, Rustenburg, for a period of 30 days from **08 November 2016**. Objections or representations in respect of the application must be lodged within a period of 30 days from **08 November 2016** in writing, or verbally if the objector is unable to read or write, to the Municipal Manager at the above address or at PO Box 16, Rustenburg, 0300.

**Address of authorized agent: Maxim Planning Solutions (Pty) Ltd (2002/017393/07), @ Office Building, 67 Brink Street, Rustenburg, PO Box 21114, Protea Park, 0305 Tel: (014) 592-9489. (8/25/45/R/L)**

8-15

**KENNISGEWING 209 VAN 2016****KENNISGEWING INGEVOLGE ARTIKEL 18(15) VAN DIE RUSTENBURG PLAASLIKE MUNISIPALITEIT RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUUR VERORDENING, 2015 VIR KONSOLIDASIE VAN GROND BEDOEL INGEVOLGE ARTIKEL 18(15)(A)(iii) VAN HIERDIE VERORDENING.**

Ek, Dawid Jacobus Bos (ID NR: 5712165113080), van die firma Maxim Planning Solutions (Edms) Bpk (2002/017393/07), synde die gemagtigde agent van die eienaar van Gedeelte 2 van Erf 3582, Tlhabane Eenheid 1, Gedeelte 5 van Erf 3582, Tlhabane Eenheid 1, Gedeelte 6 van Erf 3582, Tlhabane Eenheid 1, Gedeelte 7 van Erf 3582, Tlhabane Eenheid 1, Gedeelte 8 van Erf 3582, Tlhabane Eenheid 1, Gedeelte 10 van Erf 3582, Tlhabane Eenheid 1, Gedeelte 11 van Erf 3582, Tlhabane Eenheid 1, Gedeelte 12 van Erf 3582, Tlhabane Eenheid 1, Gedeelte 13 van Erf 3582, Tlhabane Eenheid 1, Erf 3504, Tlhabane Eenheid 1 en die Restant van Erf 3582, Tlhabane Eenheid 1, Registrasie Afdeling J.Q., Provinsie van die Noord Wes gee hiermee ingevolge Artikel 18(1)(d) en in terme van Artikel 18(15)(a)(iii) van die Rustenburg Plaaslike Munisipaliteit Ruimtelike Beplanning en Grondgebruikbestuur Verordening, 2015 kennis dat ek by die Rustenburg Plaaslike Munisipaliteit aansoek gedoen het vir die konsolidasie van die bogenoemde erwe (wat bekend gaan staan as Erf 3627, Tlhabane Eenheid 1) met die volgende voorstelle: A) Die konsolidasie van die eiendomme hierbo beskryf, geleë ongeveer 3,5 km Noord Wes van die sentrale sakegebied van die Stad van Rustenburg, aangrensend aan Pad R104 (Rustenburg - Swartruggens pad). B) Alle eiendomme geleë aanliggend tot die bogenoemde eiendomme, kan moontlik deur die konsolidasie geraak word. C) Die konsolidasie behels die samevoeging van bogenoemde erwe om een gekonsolideerde ontwikkelings erf te vorm, vir die doeleindes van die Tlhabane Square Winkelsentrum.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Munisipale Bestuurder, Kamer 319, Missionary Mpheni House, hoek van Nelson Mandela- en Beyers Naude Rylaan, Rustenburg vir 'n tydperk van 30 dae vanaf **08 November 2016**. Besware teen of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 30 dae vanaf **08 November 2016** skriftelik, of mondelings indien die beswaarmaker nie kan lees of skryf nie, by of tot die Munisipale Bestuurder by bovermelde adres of by Posbus 16, Rustenburg, 0300 ingedien of gerig word.

**Adres van gemagtigde agent: Maxim Planning Solutions (Edms) Bpk (2002/017393/07), @ Office Gebou, Brinkstraat 67, Rustenburg, Posbus 21114, Proteapark, 0305, Tel: (014) 592-9489. (8/25/45/R/L)**

8-15

**NOTICE 210 OF 2016****NOTICE IN TERMS OF SECTION 18 (4) OF THE RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2015 FOR A WRITTEN CONSENT USE IN TERMS OF THE RUSTENBURG SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2015**

I, David Jacobus Bos (ID No. 5712165113080), of the firm Maxim Planning Solutions (Pty) Ltd (2002/017393/07), being the authorized agent of the owner of Portion 2 of Erf 3582, Tlhabane Unit 1, Portion 5 of Erf 3582, Tlhabane Unit 1, Portion 6 of Erf 3582, Tlhabane Unit 1, Portion 7 of Erf 3582, Tlhabane Unit 1, Portion 8 of Erf 3582, Tlhabane Unit 1, Portion 10 of Erf 3582, Tlhabane Unit 1, Portion 11 of Erf 3582, Tlhabane Unit 1, Portion 12 of Erf 3582, Tlhabane Unit 1, Portion 13 of Erf 3582, Tlhabane Unit 1, Erf 3504, Tlhabane Unit 1 and the Remainder of Erf 3582, Tlhabane Unit 1, Registration Division JQ, Province of Northwest gives notice in terms of Section 18 (4) of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-law, 2015, that I applied to the Rustenburg Local Municipality for the written consent use for parking relaxation on the above-mentioned erven to be consolidated into a newly formed erf (to be known as Erf 3627, Tlhabane Unit 1). The properties described above, are situated approximately 3.5 km North West from the central business district of the City of Rustenburg, adjacent to Road R104 (Rustenburg - Swartruggens road). The relaxation of parking is required for the development to construct the new Tlhabane Square Mall.

Particulars of the application will lie for inspection during normal office hours at the office of the Director Planning and Development, Room 313, Missionary Mpheni House corner of Nelson Mandela- and Beyers Naude Drive, Rustenburg, for a period of 30 days from **08 November 2016**. Objections or representations in respect of the application must be lodged within a period of 30 days from **08 November 2016** in writing, or verbally if the objector is unable to read or write, to the Municipal Manager at the above address or at PO Box 16, Rustenburg, 0300.

**ADDRESS OF AUTHORIZED AGENT: MAXIM PLANNING SOLUTIONS (PTY) LTD (2002/017393/07), @ OFFICE BUILDING, 67 BRINK STREET, RUSTENBURG, PO BOX 21114, PROTEA PARK, 0305 TEL: (014) 592-9489. (8/25/45/R/L)**

8-15

**KENNISGEWING 210 VAN 2016****KENNISGEWING INGEVOLGE ARTIKEL 18 (4) VAN DIE RUSTENBURG PLAASLIKE MUNISIPALITEIT RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUURSKEMA VERORDENING, 2015 OM 'N SKRIFTELIKE TOESTEMMING INGEVOLGE DIE RUSTENBURG RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUURSKEMA VERORDENING, 2015**

Ek, David Jacobus Bos (ID No. 5712165113080), van die firma Maxim Planning Solutions (Edms) Bpk (2002/017393/07), synde die gemagtigde agent van die eienaar van Gedeelte 2 van Erf 3582, Tlhabane Eenheid 1, Gedeelte 5 van Erf 3582, Tlhabane Eenheid 1, Gedeelte 6 van Erf 3582, Tlhabane Eenheid 1, Gedeelte 7 van Erf 3582, Tlhabane Eenheid 1, Gedeelte 8 van Erf 3582, Tlhabane Eenheid 1, Gedeelte 10 van Erf 3582, Tlhabane Eenheid 1, Gedeelte 11 van Erf 3582, Tlhabane Eenheid 1, Gedeelte 12 van Erf 3582, Tlhabane Eenheid 1, Gedeelte 13 van Erf 3582, Tlhabane Eenheid 1, Erf 3504, Tlhabane Eenheid 1 en die Restant van Erf 3582, Tlhabane Eenheid 1, Registrasie Afdeling JQ, Provinsie van Noordwes gee kennisgewing in terme van Artikel 18 (4) van die Rustenburg Plaaslike Munisipaliteit Ruimtelike Beplanning en Grondgebruikbestuur Verordening, 2015, dat ek aansoek gedoen het by die Rustenburg Plaaslike Munisipaliteit vir die skriftelike toestemming vir 'n parkeerverslapping op die bogenoemde erwe wat gekonsolideer word om 'n nuwe erf (wat bekend sal staan as Erf 3627, Tlhabane Eenheid 1) te skep. Die eiendom hierbo beskryf, is geleë ongeveer 3,5 km Noord Wes van die sentrale sakegebied van die Stad van Rustenburg, aangrensend aan Pad R104 (Rustenburg - Swartruggens pad). Die parkeerverslapping is nodig vir die bou van die nuwe Tlhabane Square Winkelsentrum.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Direkteur Beplanning en Ontwikkeling, Kamer 313, Missionary Mpheni House hoek van Nelson Mandela- en Beyers Naude Drive, Rustenburg, vir 'n tydperk van 30 dae vanaf **08 November 2016**. Besware teen of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 30 dae vanaf **08 November 2016** skriftelik, of mondelings indien die beswaarmaker nie kan lees of skryf nie, gerig word aan die Munisipale Bestuurder by bovermelde adres of by Posbus 16, Rustenburg, 0300.

**ADRES VAN GEMAGTIGDE AGENT: MAXIM PLANNING SOLUTIONS (EDMS) BPK (2002/017393/07), @ OFFICE GEBOU, BRINKSTRAAT 67, RUSTENBURG, POSBUS 21114, PROTEA PARK, 0305 TEL: (014) 592-9489. (8/25/45/R/L)**

8-15

**NOTICE 211 OF 2016**

**NOTICE : NALEDI LOCAL MUNICIPALITY  
APPLICATION FOR REMOVAL OF RESTRICTIVE TITLE CONDITIONS IN TERMS OF SPLUMA,  
ACT 16 OF 2013**

I, Hanspeter Kaderli, being the authorized agent of the owners of ERF 1038 VRYBURG EXTENSION 4 hereby give notice that I have applied to the Naledi Local Municipality for:

The removal of restrictive conditions 5(a), 5(b), 5(c) and 5(d) in Deed of Transfer T352/2008

Particulars of the application will lie for inspection during normal office hours at the office of the Municipal Manager, 19A Market Street, Vryburg for the period of 28 days from 9 November 2016.

Objections to or representations in respect of the application must be lodged with or made in writing to the Municipal Manager at 19A Market Street, Vryburg or to P.O. Box 35, Vryburg 8600 within a period of 28 days from 9 November 2016.

Name of Applicant : TMK Professional Land Surveyors, P.O. Box 1785, VRYBURG, 8600.

Adress of the owner : 1 Theiller Street, Vryburg, 8601

**KENNISGEWING 211 VAN 2016****KENNISGEWING : NALEDI PLAASLIKE MUNISIPALITEIT  
AANSOEK OM VERWYDERING VAN BEPERKENDE TITELVOORWAARDES IN TERME VAN  
SPLUMA, WET 16 VAN 2013**

Ek, Hanspeter Kaderli, synde die gemagtigde agent van die eienaars van ERF 1038 VRYBURG UITBREIDING 4 gee hiermee kennis dat ek by die Naledi Plaaslike Munisipaliteit aansoek gedoen het om:

Die opheffing van beperkende voorwaardes 5(a), 5(b), 5(c) en 5(d) in akte van Transport T3525/2008

Besonderhede van die aansoek lê ter insae gedurende normale kantoorure by die kantoor van die Munisipale Bestuurder, Markstraat19A, Vryburg vir 'n tydperk van 28 dae vanaf 9 November 2016.

Besware teen of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 9 November 2016 skriftelik gerig word aan of ingedien word by die Munisipale Bestuurder by Markstraat 19A, Vryburg of aan Posbus 35, Vryburg, 8600.

Naam van Applikant : TMK Professionele Landmeters, Posbus 1785, VRYBURG, 8600.

Eienaar se adres: Theillerstraat 1, Vryburg, 8601

**NOTICE 212 OF 2016****NOTICE: NALEDI LOCAL MUNICIPALITY  
APPLICATION FOR AMENDMENT OF THE NALEDI TOWNPLANNING SCHEME. 2004, IN TERMS  
OF SECTION 17 OF THE LAND USE PLANNING ORDINANCE, 1985 (ORDINANCE 15 OF 1985)  
AMENDMENT SCHEME 18/2012 FOR THE REZONING AND SUBDIVISION IN TERMS OF  
SECTION 24 OF ERF 1038, VRYBURG EXTENSION 4 TOWNSHIP**

I, Hanspeter Kaderli, being the authorized agent of the owners, hereby give notice in terms of the provisions of Section 17 of the Land Use Planning Ordinance, 1985, read together with clause 15.2 of the Naledi Town Planning Scheme, 2004 that an application has been lodged to the Naledi Local Municipality for the amendment of the Town Planning Scheme, 2004 by rezoning erf 1038, situate at No.1 Theiller Street, Vryburg, from "Residential 1" to "Residential 2". Notice is hereby given in terms of the provisions of Section 24 of the Land Use Planning Ordinance, 1985 (Ordinance 15 of 1985) that the registered owners of Erf 1038 intend to subdivide the erf into two portions.

Full details of the abovementioned application will be available for inspection in the office of the Municipal Manager, Naledi Local Municipality, 19A Market Street or P.O. Box 35, Vryburg, 8600 during normal office hours. Any objections shall be lodged simultaneously with the Municipality and the Applicant within a period of 28 days from the date of the publication of the notice.

Name of Applicant: TMK Professional Land Surveyors, P.O. Box 1785, Vryburg, 8600.

Objections in writing, if any, must be lodged not later than 7 December 2016 at 12:00.

**KENNISGEWING 212 VAN 2016****KENNISGEWING: NALEDI PLAASLIKE MUNISIPALITEIT****AANSOEK OM WYSIGING VAN DIE NALEDI DORPSBEPLANNING SKEMA, 2004, INGEVOLGE  
ARTIKEL 17 VAN DIE ORDONNANSIE OP GRONDGEBRUIKSBEPLANNING, 1985,  
(ORDONNANSIE 15 VAN 1985) WYSIGINGSKEMA 18/2012 VIR DIE HERSONERING EN  
ONDERVERDELING IN TERME VAN ARTIKEL 24 VAN ERF 1038, VRYBURG UITBREIDING 4  
DORP**

Ek, Hanspeter Kaderli, die gemagtigde agent van die eienaars, gee hiermee kennis ingevolge die bepalings van Artikel 17 van die Ordonnansie op Grondgebruiksbeplanning, 1985, saamgelees met klousule 15.2 van die Naledi Dorpsbeplanningskema, 2004 dat 'n aansoek om hersonering ingedien is by die Naledi Plaaslike Munisipaliteit om die wysiging van die Dorpsbeplanningskema bekend as Naledi Dorpsbeplanningskema 2004, deur die hersonering van erf 1038 gelee te No. 1 Theillerstraat Vryburg, van "Residensieël 1" na "Residentieel 2". Kennis word hiermee gegee ingevolge die bepalings van Artikel 24 van die Ordonnansie op Grondgebruikbeplanning, 1985 (Ordonnansie 15 van 1985) dat die eienaar van Erf 1038 van voornemens is om die erf in twee dele te verdeel.

Volledige besonderhede van bogenoemde aansoek lê ter insae in die kantoor van die Munisipale Bestuurder, Naledi Plaaslike Munisipaliteit, Markstraat 19A of Posbus 35, Vryburg, 8600, gedurende normale kantoorure. Enige besware moet gelyktydig by die Munisipaliteit en die Applikant ingedien word, nie later as 28 dae na die datum van die verskyning van die kennisgewing nie.

Naam van Applikant: TMK Professionele Landmeters, Posbus 1785 Vryburg, 8600.

Skriftelike besware, indien enige, moet ingedien word nie later dan 7 Desember 2016 om 12:00 nie.

**NOTICE 213 OF 2016****NOTICE OF APPLICATION FOR AMENDMENT OF TOWN PLANNING SCHEME IN TERMS OF SECTION  
56(1)(b)(i) OF THE TOWN PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986)  
MAQUASSI HILLS LAND USE MANAGEMENT SCHEME, 2007 - AMENDMENT SCHEME 69**

Maxim Planning Solutions (Pty) Ltd (2002/017393/07) being the authorised agent of the owner of Erf 495, Wolmaransstad, hereby gives notice in terms of Section 56(1)(b)(i) of the Town Planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), read together with SPLUMA, 2013 (Act 16 of 2013), that we have applied to the Maquassi Hills Local Municipality for the amendment of the Town Planning Scheme known as Maquassi Hills Land Use Management Scheme, 2007, as amended, by the rezoning of Erf 495, Wolmaransstad, located at 49 Bornman Street, Wolmaransstad, within the northern portion of the town of Wolmaransstad, from "Residential 1" to "Institutional", for the purposes of a school.

Particulars of the application will lie for inspection during normal office hours at the office of the Municipal Manager, Maquassi Hills Local Municipality, Kruger Street, Wolmaransstad, for the period of 28 days from 11 November 2016.

Objections to or representations in respect of the application must be lodged with or made in writing, or verbally is the objector unable to read or write, to the Municipal Manager at the above address or posted to Private Bag X 3, Wolmaransstad, 2630 within a period of 28 days from 11 November 2016.

**Address of authorised agent: MAXIM PLANNING SOLUTIONS (PTY) LTD (2002/017393/07), UNIT 35 CORPUS NOVEM OFFICE PARK, 35 DR. YUSUF DADOO AVENUE, WILKOPPIES, KLERKSDORP, 2571, P.O. BOX 6848, FLAMWOOD, 2572, TEL: 018-468 6366, (2/1705)**

8-15



**KENNISGEWING 213 VAN 2016****KENNISGEWING VAN AANSOEK OM WYSIGING VAN DORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 56(1)(b)(i) VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986 (ORDONNANSIE 15 VAN 1986) MAQUASSI HILLS LAND USE MANAGEMENT SCHEME, 2007 - WYSIGINGSKEMA 69**

Maxim Planning Solutions (Edms) Bpk (2002/017393/07) synde die gemagtigde agent van die eienaar van Erf 495, Wolmaransstad, gee hiermee ingevolge Artikel 56(1)(b)(i) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), saamgelees met SPLUMA, 2013 (Wet 16 van 2013), kennis dat ons by die Maquassi Hills Plaaslike Munisipaliteit aansoek gedoen het om die wysiging van die Maquassi Hills Land Use Management Scheme, 2007, soos gewysig, deur die hersonering van Erf 495, Wolmaransstad, geleë te 49 Bornmanstraat, Wolmaransstad, in die noordelike gedeelte van die dorp van Wolmaransstad, vanaf "Residensieël 1" na "Institusioneel", vir die doeleindes van 'n skool.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Munisipale Bestuurder, Maquassi Hills Plaaslike Munisipaliteit, Krugerstraat, Wolmaransstad, vir 'n tydperk van 28 dae vanaf 11 November 2016.

Besware teen of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 11 November 2016 skriftelik, of mondelings indien die beswaarmaker nie kan lees of skryf nie, by of tot die Munisipale Bestuurder by bovermelde adres of by Privaatsak X 3, Wolmaransstad, 2630 ingedien of gerig word.

**Adres van gemagtigde agent: MAXIM PLANNING SOLUTIONS (EDMS) BPK (2002/017393/07), EENHEID 35 CORPUS NOVEM KANTOOR PARK, DR. YUSUF DADOOLAAN 35, WILKOPPIES, KLERKSDORP, 2571, POSBUS 6848, FLAMWOOD, 2572, TEL: (018) 468-6366, (2/1705)**

8-15

**NOTICE 214 OF 2016****NOTICE OF APPLICATION FOR AMENDMENT OF TOWN PLANNING SCHEME IN TERMS OF SECTION 56(1)(b)(i) OF THE TOWN PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986), READ TOGETHER WITH SPLUMA, ACT 16 OF 2013, KLERKSDORP LAND USE MANAGEMENT SCHEME, 2005 - AMENDMENT SCHEME 1002**

Maxim Planning Solutions (Pty) Ltd (2002/017393/07) being the authorised agent of the owner of Erf 244, Sakhrol Extension 1, hereby gives notice in terms of Section 56(1)(b)(i) of the Town Planning and Townships Ordinance, 1986 (Ordinance 15 of 1986), read together with SPLUMA, Act 16 of 2013, that we have applied to the City of Matlosana for the amendment of the Town Planning Scheme known as Klerksdorp Land Use Management Scheme, 2005, as amended, by the rezoning of Erf 244, Sakhrol Extension 1, situated at 27 Bata Street, Sakhrol, within the northern portion of Sakhrol, from "Residential 1" to "Residential 2", for the purposes of eight (8) dwelling units.

Particulars of the application will lie for inspection during normal office hours at the Records Section, Basement Floor, Klerksdorp Civic Centre, for the period of 30 days from 11 November 2016.

Objections to or representations in respect of the application must be lodged with or made in writing, or verbally if the objector is unable to read or write, to the Municipal Manager, City of Matlosana at the above address or posted to P.O. Box 99, Klerksdorp, 2570 within a period of 30 days from 11 November 2016.

**Address of authorised agent: Maxim Planning Solutions (Pty) Ltd (2002/017393/07), Unit 35 Corpus Novem Office Park, 35 Dr. Yusuf Dadoo Avenue, Wilkoppies, Klerksdorp, 2571, P.O. Box 6848, Flamwood, 2572, Tel: 018-468 6366 (2/1713)**

8-15



**KENNISGEWING 214 VAN 2016****KENNISGEWING VAN AANSOEK OM WYSIGING VAN DORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 56(1)(b)(i) VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986 (ORDONNANSIE 15 VAN 1986), SAAMGELEES MET SPLUMA, WET 16 VAN 2013, KLERKSDORP LAND USE MANAGEMENT SCHEME, 2005 - WYSIGINGSKEMA 1002**

Maxim Planning Solutions (Edms) Bpk (2002/017393/07) synde die gemagtigde agent van die eienaar van Erf 244, Sakhrol Uitbreiding 1, gee hiermee ingevolge Artikel 56(1)(b)(i) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986), saamgelees met SPLUMA, Wet 16 van 2013, kennis dat ons by die Stad van Matlosana aansoek gedoen het om die wysiging van die Klerksdorp Land Use Management Scheme, 2005, soos gewysig, deur die herosnering van Erf 244, Sakhrol Uitbreiding 1, geleë te Batastraat 27, Sakhrol, in die noordelike gedeelte van Sakhrol, vanaf "Residensieël 1" na "Residensieël 2", vir die doeleindes van agt (8) wooneenhede.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die Rekords Afdeling, Kelder Verdieping, Klerksdorp Burgersentrum, vir 'n tydperk van 30 dae vanaf 11 November 2016.

Besware teen of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 30 dae vanaf 11 November 2016 skriftelik, of mondelings indien die beswaarmaker nie kan lees of skryf nie, by of tot die Munisipale Bestuurder, Stad van Matlosana by bovermelde adres of by Posbus 99, Klerksdorp, 2570 ingedien of gerig word.

**Adres van gemagtigde agent: Maxim Planning Solutions (Edms) Bpk (2002/017393/07), Eenheid 35 Corpus Novem Kantoor Park, Dr. Yusuf Dadooiaan 35, Wilkoppies, Klerksdorp, 2571, Posbus 6848, Flamwood, 2572, Tel: (018) 468-6366 (2/1713)**

8-15

**NOTICE 215 OF 2016****TLOKWE CITY COUNCIL AMENDMENT SCHEME 2184 - REZONING**

Notice is hereby given in terms of Section 92(1)(a) of the Tlokwe City Council By-Law on Spatial Planning and Land Use Management, 2015, read with SPLUMA (Act 16 of 2013) that the under-mentioned application has been received by the Tlokwe City Council and is open for inspection during normal office hours at the Office of the Department Human Settlements and Planning, Tlokwe City Council, Office 210, Second floor, Dan Tloome Complex, Corner of Wolmarans Street and Sol Plaatjie Avenue, Potchefstroom.

Any objections/representations must be lodged with or made in writing, or verbally if the objector is unable to write, to the Municipal Manager, at the above-mentioned address or posted to PO Box 113, Potchefstroom, 2520, on or before the closing date for the submission of objections/representations, quoting the above mentioned heading, the objector's interest in the matter, the ground(s) of the objection/representation, the objector's erf and phone numbers and address.

**CLOSING DATE FOR SUBMISSION OF OBJECTIONS/REPRESENTATIONS: 8 December 2016**

**NATURE OF THE APPLICATION:** Application is being made for the amendment of the Town Planning Scheme known as the Tlokwe Town Planning Scheme, 2015, by the rezoning and simultaneous subdivision of the Remaining Extent of Erf 602 and Portion 1 of Erf 602, Potchefstroom, Registration Division I.Q., North West situated at 170 and 168 Kamp Street, respectively.

Approximately 749m<sup>2</sup> of the Remaining Extent of Erf 602 will be rezoned from "Residential 1" to "Residential 3" for dwelling units whilst the remaining 678m<sup>2</sup> will remain "Residential 1". Approximately 533m<sup>2</sup> of Portion 1 of Erf 602 will be rezoned from "Residential 1" to "Residential 3" for dwelling units whilst the remaining 895m<sup>2</sup> will remain "Residential 1". The properties will be subdivided and consolidated to form 2 "Residential 1" and 6 "Residential 3" properties.

**OWNERS: Mr B.E. Ashley (Ptn 1) and D&R Kok Trust (R/E)**

**APPLICANT: KW Rost of TOWNSCAPE PLANNING SOLUTIONS Reg Nr: 2000/045930/23**

**ADDRESS: 5 Dahlia Street, Potchefstroom, 2531. PO Box 20831, NOORDBRUG, 2522**

**TEL NO.: 082 662 1105**

**Notice Number: 112/2016**

**P16537**

**Dr. Nomathemba Emily Blaai-Mokgethi  
MUNICIPAL MANAGER**

**KENNISGEWING 215 VAN 2016****TLOKWE STADSRAAD WYSIGINGSKEMA 2184 - HERSONERING**

Kennis geskied hiermee in terme van Artikel 92(1)(a) van die Tlokwe Stadsraad se By-Wet op Ruimtelike Beplanning en Grondgebruikbeheer, 2015, saamgelees met SPLUMA (Wet 16 van 2013) dat ondergemelde aansoek deur die Tlokwe Stadsraad ontvang is en ter insae beskikbaar is gedurende gewone kantoorure te die kantoor van die Departement van Menslike Nedersettings en Beplanning, Tlokwe Stadsraad, Kantoor 210, Tweede Vloer, Dan Tloome Kompleks, op die hoek van Wolmaransstraat en Sol Plaatjelaan, Potchefstroom.

Enige beswaar/vertoë moet skriftelik, of mondelings indien nie kan skryf nie, by of tot die Munisipale Bestuurder voor die sluitingsdatum vir die indiening van besware/vertoë by bovermelde adres of na Posbus 113, Potchefstroom, 2520 ingedien of gerig word, met vermelding van bogenoemde opskrif die beswaarmaker se belang in die saak, die grond(e) van die beswaar/vertoë, die beswaarmaker se erf en telefoonnommers en adres.

**SLUITINGSDATUM VIR DIE INDIENING VAN BESWARE/VERTOë: 8 Desember 2016**

**AARD VAN AANSOEK:** Aansoek word gedoen vir die wysiging van die Dorpsbeplanningskema, bekend as die Tlokwe Dorpsbeplanningskema, 2015, deur die hersonering en gelyktydige onderverdeling van die Restant van Erf 602 en Gedeelte 1 van Erf 602, Potchefstroom, Registrasie Afdeling I.Q., Noord Wes, geleë te Kampstraat 170 en 168, onderskeidelik. Ongeveer 749m<sup>2</sup> van die Restant van Erf 602 word hersoneer vanaf "Residensieel 1" na "Residensieel 3" vir wooneenhede terwyl die oorblywende 678m<sup>2</sup> "Residensieel 1" bly. Ongeveer 533m<sup>2</sup> van Gedeelte 1 van Erf 602 word hersoneer vanaf "Residensieel 1" na "Residensieel 3" vir wooneenhede terwyl die oorblywende 895m<sup>2</sup> "Residensieel 1" bly. Die erwe sal onderverdeel en konsolideer word om 2 "Residensieel 1" en 6 "Residensieel 3" erwe te skep.

**EIENAARS:** Mnr. B.E. Ashley (Ged 1) en D&R Kok Trust (R/E)

**APPLIKANT:** KW Rost van TOWNSCAPE PLANNING SOLUTIONS Reg Nr: 2000/045930/23

**ADRES:** Dahliastraat 5, Potchefstroom, 2531. Posbus 20831, NOORDBRUG, 2522.

**TEL NO:** 082 662 1105

**Kennisgewingnommer:** 112/2016  
P16537

**Dr. Nomathemba Emily Blaai-Mokgethi**  
**MUNISIPALE BESTUURDER**

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PROVINCIAL NOTICES • PROVINSIALE KENNISGEWINGS

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## PROVINCIAL NOTICE 214 OF 2016

**NOTICE IN TERMS OF SECTION 18(1) OF THE RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2015 FOR A CHANGE OF LAND USE RIGHTS KNOWN AS A REZONING. RUSTENBURG AMENDMENT SCHEME 1638**

The firm NE Town Planning CC (Reg Nr: 2008/2492644/23), being the authorised agent of the owner of **the Remaining Extent of Erf 1797, Rustenburg Extension 5, Registration Division J.Q., North West Province** hereby give notice in terms of Section 18(1)(d) of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-Law, 2015 that we have applied to the Rustenburg Local Municipality for a change of land use rights also known as rezoning of the property described above, situated at 8 Christie de Witt Street, Rustenburg Extension 5, from "Residential 1" to "Residential 1" including a Place of Instruction (for special education classes) as defined in Annexure 1943 to the Scheme. This application contains the following proposals: A) That the property will be used mainly for residential purposes, but that the dwelling unit be partially utilized for special education classes as a secondary right. B) The adjacent properties as well as properties in the area, could thereby be affected. C) The rezoning from "Residential 1" to "Residential 1" including a Place of Instruction (for special education classes) entails that the existing buildings will be utilised for the purposes mentioned above with the following development parameters as contained in Annexure 1943 of the Scheme: Max Height: 2 Storeys, Max Coverage: 65%, FAR: 0,43. Any objection or comments, with the grounds therefore and contact details, shall be lodged within a period of 30 days from the first date on which the notice appeared, with or made in writing to: Municipality at: **Room 319, Missionary Mpheni House, cnr. Nelson Mandela and Beyers Naude Drives, Rustenburg, or to PO Box 16, Rustenburg 0300**. Full particulars and plans (if any) may be inspected during normal office hours at the above-mentioned offices, for a period of 30 days from the date of first publication of the advertisement in the Provincial Gazette, Beeld and Citizen and/or Site Notice. Closing date for any objections : **1 December 2016**. Address of applicant NE Town Planning CC, **155 Kock Street, Suite 204, De Dak, Rustenburg 0299 or P.O. Box 5717, RUSTENBURG, 0300**; Telephone No: 014 592 2777. Dates on which notice will be published: **1 and 8 November 2016**

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## PROVINSIALE KENNISGEWING 214 VAN 2016

**KENNISGEWING INGEVOLGE ARTIKEL 18 (1) VAN DIE RUSTENBURG PLAASLIKE MUNISIPALITEIT RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUURS VERORDENING, 2015 VIR 'N VERANDERING VAN DIE GRONDGEBRUIKSREGTE BEKEND AS 'N HERSONERING. RUSTENBURG WYSIGINGSKEMA 1638.**

Die firma NE Town Planning BK (Reg Nr: 2008/2492644/23), synde die gemagtigde agent van die eienaar van die **Resterende Gedeelte van Erf 1797, Rustenburg Extension 5, Registrasie Afdeling J.Q., Noord-Wes Provinsie**, gee hiermee ingevolge, Artikel 18(1)(d) van die Rustenburg Plaaslike Munisipaliteit Ruimtelike Beplanning en Grondgebruikbestuur Verordening, 2015 kennis dat ons by Rustenburg Plaaslike Munisipaliteit aansoek gedoen het vir die verandering van die grondgebruikregte, ook bekend as die hersonering van die eiendom hierbo beskryf, geleë te Christie de Wittlaan 8, vanaf "Residensieël 1" na "Residensieël 1" insluitend 'n Onderrigplek (vir spesiale onderrig klasse) soos omskryf in Bylae 1943 tot die Skema. Hierdie aansoek behels A) dat die eiendom hoofsaaklik gebruik sal word vir residensiële doeleindes, maar dat die huis gedeeltelik gebruik sal word vir die aanbied van spesiale onderrigklasse as 'n sekondêre reg. B) Die aangrensende eiendomme asook eiendomme in die omgewing kan moontlik hierdeur geraak word. C) Die hersonering van "Residensieël 1" na "Residensieël 1" insluitend 'n Onderrigplek (vir spesiale onderrigklasse) behels dat die bestaande geboue gebruik sal word vir die doeleindes soos hierbo genoem en bevat die volgende ontwikkelingsparameters soos vervat in Bylaag 1943 van die Skema: Maks Hoogte: 2 verdiepings, Max dekking: 65%, VOV:0,43. Enige besware of kommentaar, met gronde daarvoor asook kontakbesonderhede, kan gebring word binne 'n tydperk van 30 vanaf die eerste datum waarop die kennisgewing verskyn het na die **Munisipaliteit: Kamer 319, Missionary Mpheni House, h.v. Nelson Mandela en Beyers Naude Rylane, Rustenburg, of na Posbus 16, Rustenburg 0300**. Besonderhede en planne (indien enige) is beskikbaar vir inspeksie gedurende gewone kantoorure by die bovermelde kantore, vir 'n tydperk van 30 dae van die datum van eerste publikasie van die kennisgewing in die Provinsiale Gazette, Beeld en Citizen en/of terrein kennisgewing. Sluitingsdatum vir enige besware: **1 Desember 2016**. Adres van applikant: **155 Kockstraat, Suite 204, De Dak, Rustenburg 0299 of NE Stadsbeplanners BK, Posbus 5717, RUSTENBURG, 0300; Telefoon nr: 014 592 2777**. Datums waarop kennisgewings gepubliseer word: **1 en 8 November 2016**.

1-8

## PROVINCIAL NOTICE 215 OF 2016

**NOTICE IN TERMS OF SECTION 18(1) OF RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANAGEMENT BY-LAW, 2015 FOR A CHANGE OF LAND USE RIGHTS KNOWN AS A REZONING, AMENDMENT SCHEME 1647**

The firm NE Town Planning CC (Reg Nr: 2008/2492644/23), being the authorised agent of the owners of **Portion 2 of Erf 1030, Rustenburg, Registration Division J.Q., North West Province** hereby give notice in terms of Section 18(1) of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-Law, 2015 that I have applied to the Rustenburg Local Municipality for a change of land use rights also known as rezoning of the property described above, situated at 78a Bosch Street, Rustenburg, from "Special" for offices to "Business 1" as defined in Annexure 1952 to the Scheme. The application contains the following proposals: A) that the property may be used for all land uses in terms of the "Business 1" zoning. B) The adjacent properties as well as others in the area, could possibly be affected by the rezoning. C) The rezoning from "Special" for offices to "Business 1" entails that the existing buildings will be converted and used for business purposes. Annexure 1952 contains the following development parameters: max Height: 4 Storeys, Max Coverage: 65% and Max F.A.R: 0.4. Any objection or comments, with the grounds therefore and contact details, shall be lodged within a period of 30 days from the first date on which the notice appeared, with or made in writing to: Municipality at: **Room 319, Missionary Mpheni House, cnr. Nelson Mandela and Beyers Naude Drives, Rustenburg, or to PO Box 16, Rustenburg 0300**. Full particulars and plans (if any) may be inspected during normal office hours at the above-mentioned offices, for a period of 30 days from the date of first publication of the advertisement in the Provincial Gazette, Beeld and Citizen and/or Site Notice. Closing date for any objections : **1 December**. Address of applicant: NE Town Planning CC, **155 Kock Street, Suite 204, De Dak, Rustenburg 0299 or P.O. Box 5717, RUSTENBURG, 0300; Telephone No: 014 592 2777**. Dates on which notice will be published: **1 and 8 November 2016**

1-8

## PROVINSIALE KENNISGEWING 215 VAN 2016

**KENNISGEWING INGEVOLGE ARTIKEL 18 (1) VAN DIE RUSTENBURG PLAASLIKE MUNISIPALITEIT RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUURS VERORDENING, 2015 VIR 'N VERANDERING VAN DIE GRONDGEBRUIKSREGTE BEKEND AS 'N HERSONERING. RUSTENBURG WYSIGINGSKEMA 1647**

Die firma NE Town Planning BK, (Reg. Nr. 2008/249644/23), synde die gemagtigde agent van die eienaar van **Gedeelte 2 van Erf 1030, Rustenburg, Registrasie Afdeling J.Q., Noord-Wes Provinsie**, gee hiermee ingevolge, Artikel 18(1)(d) van die Rustenburg Plaaslike Munisipaliteit Ruimtelike Beplanning en Grondgebruikbestuur Verordening, 2015 kennis dat ons by Rustenburg Plaaslike Munisipaliteit aansoek gedoen het vir die verandering van die grondgebruikregte, ook bekend as die hersonering van die eiendom hierbo beskryf, geleë te Bosch Straat 78a, Rustenburg, vanaf "Spesiaal" vir kantore na "Besigheid 1" soos omskryf in Bylae 1952 tot die Skema. Hierdie aansoek behels A) dat die eiendom gebruik mag word vir alle gebruike in terme van die "Besigheid 1" sonering. B) Al die aangrensende eiendomme asook ander in die omgewing kan moontlik deur die hersonering geraak word. C) Die hersonering van "Spesiaal" vir kantore na "Besigheid 1" behels dat die bestaande geboue omgeskakel en gebruik sal word vir besigheidsdoeleindes. Bylae 1952 bevat die volgende ontwikkelingsparameters: Maks Hoogte: 4 Verdiepings, Maks dekking: 65% en Maks VOV: 0.4. Enige besware of kommentaar, met gronde daarvoor asook kontakbesonderhede, kan gebring word binne 'n tydperk van 30 vanaf die eerste datum waarop die kennisgewing verskyn het na die **Munisipaliteit: Kamer 319, Missionary Mpheni House**, h.v. Nelson Mandela en Beyers Naude Rylane, Rustenburg, of na Posbus 16, Rustenburg 0300. Besonderhede en planne (indien enige) is beskikbaar vir inspeksie gedurende gewone kantoorure by die bovermelde kantore, vir 'n tydperk van 30 dae van die datum van eerste publikasie van die kennisgewing in die Provinsiale Gazette, Beeld en Citizen en/of terrein kennisgewing. Sluitingsdatum vir enige besware: **1 Desember 2016**. Adres van applikant: **155 Kockstraat, Suite 204, De Dak, Rustenburg 0299 of NE Stadsbeplanners BK, Posbus 5717, RUSTENBURG, 0300; Telefoon nr: 014 592 2777**. Datums waarop kennisgewings gepubliseer word: **1 en 8 November 2016**.

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PROVINCIAL NOTICE 216 OF 2016

# **NORTH WEST AGRICULTURAL BANK AMENDMENT BILL, 2016**

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*(As introduced in the Provincial Legislature)*  
*(The English text is the official text of the Bill)*  
\_\_\_\_\_

(MEMBER OF THE EXECUTIVE COUNCIL FOR READ)

**GENERAL EXPLANATORY NOTE:**

- [ ] Words in bold type in square brackets indicate omissions from existing enactments  
\_\_\_\_\_ Words underlined with a solid line indicate insertions in existing enactments

**BILL**

**To amend the North West Agricultural Bank Act Act, 1981, so as to effect textual amendments; to insert new definitions and new provisions; and to provide for matters connected therewith.**

BE IT ENACTED by the Provincial Legislature of the North West Province, as follows:-

**Amendment of long title of Act 14 of 1981**

1. The long title of the North West Agricultural Bank Act Act, 1981 (Act No. 14 of 1981), hereinafter referred to as the principal Act, is hereby amended by the substitution of the following long title –

**“To establish the North West Agricultural [Bank] Fund for the purpose of promoting the agricultural, pastoral, agro-economic and rural development of the North West Province, to this end to render financial assistance in and in connection with farming, agricultural operations and activities and rural development or related enterprises, and to provide for incidental matters.”.**

**Amendment of section 2 Act 14 of 1981**

2. Section 1 of the principal Act is hereby amended –

(a) by the substitution for the definition of “agent” of the following definition:

**““agent” means any person who in terms of section 45 acts as or is appointed as an agent of the [Bank] Fund;**

(b) by the substitution for the definition of “Bank” of the following definition:

**““[Bank] Fund” means the North West Agricultural [Bank] Fund established by section 3;**

(c) by the substitution for the definition of “company” of the following definition:



**"company"** means a company as defined in the Companies Act, [1973 (Act 61 of 1973)] 2008 (Act No. 71 of 2008), and includes a foreign company;

(d) by the substitution for the definition of "Constitution" of the following definition:

**"Constitution"** means the Republic of South Africa Constitution, [1993 (Act 200 of 1993)] 1996;

(e) by the substitution for the definition of **"co-operative"** of the following definition:

**"co-operative"** means [any primary, secondary or federal] a co-operative [registered or deemed to be registered as such in terms] as defined in section 1 of the Co-operative Act, [1977 (Act 20 of 1977)] 2005 (Act No. 14 of 2005);

(f) by the substitution for the definition of "Executive Officer" of the following definition:

**"Executive Officer"** means the Executive Officer appointed for the [Bank] Fund in terms of section 19;

(g) by the substitution for the definition of "financial year" of the following definition:

**"financial year"** means the financial year of the [Bank] Fund which shall be from the first day of April of any year to the [thirty first] 31st day of March of the first following year, both days inclusive;

(h) by the substitution for the definition of "responsible Member" of the following definition:

**"responsible Member"** means the Member of the Executive Council responsible for responsible for Agriculture [and Environmental Affairs]; and

(i) by the substitution for the definition of "seasonal advance" of the following definition:

**"seasonal advance"** means a loan whereby funds may, from time to time during the currency of such loan, be drawn from or repaid to the



[Bank] Fund at any particular time during such currency shall not exceed such maximum amount as may be determined by the Board.”.

**Amendment of section 3 Act 14 of 1981**

3. Section 3 of the principal Act is hereby amended by the substitution of the following section:

**“3. Establishment of North West Agricultural [Bank] Fund, its objects, powers, functions and duties.—**(1) There is hereby established a [Bank] Fund, to be known as the North West Agricultural [Bank] Fund, for the purpose of promoting the agricultural, pastoral, agro-economic and rural development and the promotion and structuring of related enterprises in the North West in accordance with the provisions of this Act.

(2) The North West Agricultural [Bank] Fund shall, under that name be a body corporate with perpetual succession and, for the purposes of carrying on its business and operations and exercising and performing its powers, functions and duties under this Act, be capable in law of suing and being sued, of purchasing or otherwise acquiring and holding and alienating movable and immovable property and acquiring real or other rights thereto or any interest therein, of entering into contracts and agreements and, generally, of doing and performing such things and acts as bodies corporate may by law do and perform, subject to the provisions of this Act.

(3) The head office of the [Bank] Fund shall be situated at Mmabatho.

(4) The [Bank] Fund shall be managed, controlled and represented by a board of directors as hereinafter provided, and all acts of such board shall be deemed to be acts of the [Bank] Fund.”.

(5) The Fund is a Public Finance Management Act, 1999 (Act No. 1 of 1999) Schedule 3C Public Entity with the Board as its Accounting Authority.

**Amendment of section 4 Act 14 of 1981**

4. Section 4 of the principal Act is hereby amended by the substitution of the following section:

**“4. Constitution of Board of Directors of [Bank] Fund, appointment and termination of appointment of members of the Board and remuneration of members of the Board.—**(1) Notwithstanding anything to the contrary contained in this Act, the Board of Directors of the [Bank] Fund shall consist of—

(a)(i) a chairperson; and

(b)(ii) not less than five and not more than ten additional members, duly appointed in terms of this section; and

(c) an officer in the employment of the [Bank] Fund.

(2) The members of the Board shall be appointed by the responsible Member for such period (which shall not exceed three years) and on such terms and conditions as he or she may in respect of each such member determine: Provided that no person shall, subject to the provisions of section 5, be appointed as chairperson of the [Bank] Fund for a period of less than three years.

(3) Notwithstanding the preceding provisions of this section, the term of office of the members of the Board may, before the expiration thereof, be terminated by the responsible Member in the circumstances and manner contemplated by section 5; or

(4) Any member of the Board whose term of office has expired, shall be eligible for re-appointment.

(5) The chairperson, additional members of the Board shall be paid such remuneration and allowances and be entitled to such benefits and perquisites as the Board in concurrence with the responsible Member may from time to time determine: Provided that the said remuneration, allowances, benefits and perquisites so determined in respect of a particular chairperson or a particular additional member shall not be reduced or adversely affected during his or her

term of office, except under authority of the Law of the Provincial Legislature specifically adopted for that purpose.”.

**Amendment of section 11 of Act 14 of 1981**

5. Section 4 of the principal Act is hereby amended by the substitution of the following section:

**“11. Meetings of the Board.—**(1) The meetings of the Board shall be held—

(a) at the head office of the **[Bank] Fund** referred to in section 3 (3), unless the Board decides to hold any particular meeting at some other venue;

(b) on such date and at such time as may be determined by resolution of the Board whenever it is necessary so as to conduct its business and the business of the **[Bank] Fund** expeditiously, but not less than once every three months:

Provided that the first meeting of a newly-constituted Board shall be held at such time and on such date as the responsible Member may by written notice to all members of the Board, determine, which date shall not be later than twenty-one days (Saturdays, Sundays and public holidays excluded) after such constitution of the Board.

(2) The chairperson may at any time call for an extraordinary meeting of the Board if, in his or her opinion it is justified by the circumstances prevailing and shall, upon having been presented with a requisition for that purpose signed by the Executive Officer or by at least two other members of the Board, forthwith call for an extraordinary meeting of the Board, and if the chairperson fails to convene such a lastmentioned meeting within seven days as from such presentation, the Executive Officer or, as the case may be, such two members, may, on the expiration of such seven days, convene an extraordinary meeting.”.

**Amendment of section 14(1) of Act 14 of 1981**

6. Section 14(1) of the principal Act is hereby amended by the substitution of the following section:

**“14. Pecuniary and other interests of members of the Board in matters dealt with by Board.—**(1) Subject to the provisions of section 4 (6), a member of the Board shall not be present at any meeting of the Board or any committee thereof, nor be present in the room in which such meeting is held, nor in any way whatsoever take part in the proceedings of the Board or such committee, during the discussion of or voting on—

(a) any matter in which he or she has, directly or indirectly, either by himself or herself or through his or her spouse, partner or business associate or through any person related to him or her within the third degree of consanguinity or affinity, any pecuniary interest; or

(b) any intended or pending legal or arbitration proceedings to which the **[Bank] Fund** is or may become a party and in which any such member has, directly or indirectly, either by himself or herself or through his or her spouse, partner or business associate or through any other person related to him or her within the third degree of consanguinity or affinity, any interest, whether as a party, witness, legal representative or otherwise:

Provided that such a member may, if requested thereto by the Board, be present at such a meeting for the sole purpose of furnishing to the Board, in relation to any matter affected by such interest, such information, particulars or explanations as may be necessary to enable the Board to dispose of the matter in question or to expedite the disposal thereof, whereafter such member shall forthwith leave the meeting in question.”.

#### **Amendment of section 15 of Act 14 of 1981**

7. Section 15 of the principal Act is hereby amended by the substitution of the following section:

**“15. Minutes of the Board.—**(1) An officer of the **[Bank] Fund** appointed in terms of section 19, shall prepare and keep the minutes of the proceedings of every meeting of the Board and cause copies thereof to be circulated to all members of the Board.

(2) Every minute prepared in terms of subsection (1), when signed at a subsequent meeting of the Board by the chairperson or the person acting as chairperson in terms of section 9, shall, in the absence of proof of error therein, be deemed to be a true and correct record of the proceedings which it purports to minute, and shall, at any arbitration proceedings or proceedings before a court of law or administrative tribunal, constitute *prima facie* evidence of the proceedings of the Board and the matters it purports to minute.”.

#### **Amendment of section 17 of Act 14 of 1981**

8. Section 17 of the principal Act is hereby amended by the substitution of the following section:

**“17. Committees of Board.**—The Board may, for the purposes of the due and proper exercise and performance of the powers, functions and duties conferred and imposed upon it by or in terms of this Act, by resolution establish committees and appoint as members thereof members of the Board and/or officers of the [Bank] Fund specified in such resolution, and may likewise extend, enlarge, limit or dissolve any committee so established.”.

#### **Amendment of section 19 of Act 14 of 1981**

9. Section 19 of the principal Act is hereby amended by the substitution of the following section:

**“19. Executive Officer and other staff of [Bank] Fund.**—(1) The Board shall appoint a person approved by the responsible Member as Executive Officer of the [Bank] Fund and may, for the purposes of the due, proper and effective exercise and performance of the powers, functions, duties, business and operations of the [Bank] Fund, appoint such other officers, employees and workmen as it deems necessary, subject to such terms and conditions relating to service, remuneration and perquisites as the Board in consultation with the responsible Member may determine: Provided that the person who, immediately prior to the date of commencement of section 7 of the Agricultural [Bank] Fund of Bophuthatswana Amendment Act, 1986, held the appointment of General Manager in terms of this section as it then existed, shall, as from such date, be deemed to hold the

appointment of Executive Officer in terms of this section as amended by the said section 7.

(2) (a) The provisions of the Public Service Act, 1934 (Act 103 of 1994), and any regulation, rules and determinations made and in force thereunder, as amended from time to time (excluding any such determination relating to remuneration or any such regulation, rule or determination relating to any term or condition of service which is inconsistent with any term or condition of service determined under subsection (1)), shall *mutatis mutandis* apply in respect of any person appointed under subsection (1) except in so far as the Board in concurrence with the responsible Member has by any staff by-law amended or substituted the said provisions or the firstmentioned regulations, rules or determinations.

(b) In applying the said Act and the regulations, rules and determinations applicable in terms of paragraph (a), the following words occurring therein, namely—

(i) “Public Service”, shall be construed as a reference to the **[Bank] Fund** or the service of or with the **[Bank] Fund** whichever may be appropriate in the context;

(ii) “Government” and “responsible Member” shall be construed as references to the Board;

(iii) “Commission” or “Public Service Commission”, “Secretary” and “head of department” shall be construed as references to the Executive Officer or any other officer of the **[Bank] Fund** acting under the general or specific instructions or authority of the Executive Officer.

(3) Every person appointed in terms of subsection (1) shall, subject to the provisions of this Act, exercise and perform the powers, functions and duties assigned to him or her by the Board or by an officer of the **[Bank] Fund** similarly appointed and authorised thereto by the Board.”.

**Amendment of section 20 of Act 14 of 1981**

**10.** Section 20 of the principal Act is hereby amended by the substitution of the following section:

**“20. Funds of the [Bank] Fund.**—The funds of the [Bank] Fund shall consist of—

- (a) the moneys which, prior to the commencement of this Act, had been appropriated by Provincial Legislature for the purposes and business of an agricultural [Bank] Fund for North West;
- (b) such moneys as may from time to time be appropriated to the [Bank] Fund by Provincial Legislature as part of its funds;
- (c) moneys received by the [Bank] Fund on deposit;
- (d) loans raised or overdrafts obtained from any [Bank] Fund or financial institution registered in the Province or elsewhere;
- (e) moneys invested with the [Bank] Fund by or any loans negotiated by the [Bank] Fund with, other States, international bodies, agencies, institutions or financiers;
- (f) bills or debentures issued by the [Bank] Fund in terms of section 21;
- (g) donations or bequests to the [Bank] Fund accepted by it;
- (h) interest derived from the investment of moneys by the [Bank] Fund in terms of section 29 (3);
- (i) interest, fees, charges and moneys payable to the [Bank] Fund in respect of loans and advances in terms of this Act:

Provided that the acquisition of funds for the [Bank] Fund from abroad or from international sources, as contemplated by paragraphs (d) and (e), shall be subject to the prior written approval of the Member of the Executive Council responsible for Finance and Provincial Expenditure.”.

**Deletion of section 21 of Act 14 of 1981**

**11.** Section 21 of the principal Act is hereby deleted.

**Amendment of section 22 of Act 14 of 1981**

**12.** Section 22 of the principal Act is hereby amended by the substitution of the following section:

**“22. Business of the [Bank] Fund and ancillary powers, functions and objects of [Bank] Fund.—**(1) Subject to the provisions of this Act, the business of the [Bank] Fund shall be to provide financial assistance—

(a) to farmers or clients by means of—

(i) long-term loans or advances on first mortgage of immovable property or against such other security as the Board may determine;

(ii) medium-term loans or advances against a hypothec of movable property and, if the Board deems it necessary, such collateral or additional security as the Board may determine; or

(iii) seasonal advances against a pledge of crops growing or to be grown and, if the Board deems it necessary, such additional security as the Board may determine;

(b) to co-operatives, in the form of—

(i) long-term loans or advances on mortgage of immovable property or against such other security and, where applicable, such collateral or additional security, as the Board may determine;

(ii) medium-term loans or advances against a pledge of movable property and, if the Board deems it necessary, such additional security as the Board may determine; or

(iii) seasonal advances for the purchase of production requisites for supply or distribution to members and to finance crops, livestock and produce delivered to the co-operative for marketing under a pool system, or as an agent against a pledge of the said crops, livestock or produce and, if the Board deems it necessary, such additional security as the Board may determine; and

(c) to companies, corporations and other bodies engaged in or concerned with agriculture, the marketing of farm produce or agricultural products or the promotion of agricultural aims or objects approved by the Board, by



means of loans or advances for such purposes in connection therewith and for such period and against such security as the Board may determine.

(2) In addition to the business contemplated by subsection (1), the **[Bank]** Fund may

(a) on behalf of the Province approve loans or make advances to farmers or clients;

(b) issue guarantees in the normal course of its business in terms of this Act;

(c) appoint and engage the services of a suitably qualified, specialised and experienced person, company, association of persons, organization or body, to advise the Board in connection with the business, operations and activities of the **[Bank]** Fund and may, unless any such persons are members of the Public Service in terms of the Public Service Act, 1994 (Act 103 of 1994), pay them such remuneration and such allowances in respect of travelling and subsistence expenses incurred, as may be determined by the Board;

(d) offer and operate any current or savings account facilities or any savings scheme and any combined insurance and savings scheme approved by the Board;

(dA) grant loans and make advances to any of the members of its staff appointed in terms of section 19, in accordance with the provisions of the staff by-laws made under section 39A (a);

(e) for the purpose of effecting the discharge of any amount which may be owing to the **[Bank]** Fund by any debtor at his or her death, and of any additional amount which may be payable in connection therewith, undertake insurance and for the purpose of the insurance so undertaken by it, reinsure itself with any insurer or cause such insurance to be underwritten by any insurer, or may, in lieu of undertaking such firstmentioned insurance, arrange with any insurer to undertake such firstmentioned insurance;

( f ) and ( g ) . . . . .

[Paras. ( f ) and ( g ) deleted by s. 9 ( d ) of Act No. 23 of 1986.]

( h ) act, when directed by the responsible member to do so, as a co-ordinator in all matters; regarding agricultural finance or agro-economics, or rural enterprises, necessary to enhance, promote, foster and protect the interest of the Province in such matters in any international **[Bank]** Fund ing system; and

( i ) generally, perform all such acts and do all such things as may be necessary or incidental for the due and proper exercise and performance of its powers, functions and duties under this Act and the conduct of its business and operations under this Act and the attaining of its purposes and the realisation of its aims and objects as contemplated by this Act.

(3) Furthermore, in addition to the business contemplated in subsections (1) and (2), the Fund may –

- (a) initiate, manage, promote and support rural and agricultural development initiatives and projects in the Province;
- (b) explore different avenues and consider methods of ensuring food security for the Province;
- (c) render technical and financial support and assistance to previously disadvantaged individuals involved in small scale agricultural initiatives in the Province;
- (d) facilitate investment in rural and agricultural development in the Province;
- (e) provide and encourage the provision of opportunities for persons from disadvantaged communities, to enter and participate in the agricultural industry in the Province;
- (f) address historical imbalances in the provision of infrastructure and in the transfer of skills and resources in the agricultural industry, in the Province; and
- (g) contribute to an enabling environment for job creation in rural and agricultural development in the Province.
- (h) monitor and support rural and agricultural initiatives in the Province;

- (i) provide for efficient support systems for rural and agricultural development in the Province;
- (j) mobilise resources and investment in rural and agricultural development projects targeting previously disadvantaged individuals;
- (k) source funding through any lawful means to finance projects or initiatives aimed at rural and agricultural development in the Province;
- (l) continuously seek, explore and implement new techniques or scientific methods aimed at ensuring food security for the Province;
- (m) provide for skills transfer, capacity building, support and mentorship programmes to previously disadvantaged individuals in rural areas;
- (n) manage programmes aimed at accessing markets to previously disadvantaged individuals in rural areas through strategic partnerships and direct government interventions; and
- (o) perform the functions and carry out the duties and responsibilities imposed by this Act and any other law.”.

#### **Amendment of section 25 of Act 14 of 1981**

**13.** Section 25 of the principal Act is hereby amended by the substitution of the following section:

**“25. Execution of certain instruments on behalf of [Bank] Fund, preparation and execution of mortgages, documents of pledge, securities and transfers and exemption from certain duties, fees and charges.—**(1) Notwithstanding any provisions to the contrary in any other law—

(a) any mortgage, document of pledge or other security under this Act, and any transfer of property to which the [Bank] Fund is a party, may be prepared and executed by any officer of the [Bank] Fund appointed by the Board for such purpose and such officer may in regard to such mortgage, document, security or transfer, perform the functions of a conveyancer, irrespective of whether or not he or she has been admitted as such, and all such mortgages, documents, securities and transfer shall, if registrable, be accepted for registration in the deeds registry of the Province;

(b) no stamp duty or transfer duty shall be payable in respect of any transfer of property to the [Bank] Fund and no stamp duty or charge or fee

of office shall be payable in respect of any document executed on behalf of the **[Bank] Fund** or in respect of any note made, at the request of the **[Bank] Fund**, on any document in the deeds registry of the Province or in respect of the cancellation of such a note;

(c) no certificate, document or instrument issued by the **[Bank] Fund** shall be subject to stamp duty or any fee of office or charge whatsoever, nor shall the **[Bank] Fund** be liable for the payment of any search or inspection fee in the deeds registry or any office of a Department of State of the Province; and

(d) no stamp duty shall be payable in respect of the issue of debentures in terms of section 21.

(2) Subject to the provisions of subsections (3) and (4), every contract, agreement, authority, approval and any other document or instrument, shall have been duly executed for or on behalf of the **[Bank] Fund** where it complies with the provisions of this Act in all other respects and has been signed by the Executive Officer or any other officer of the **[Bank] Fund** duly authorised thereto, whether generally or specifically, by resolution of the Board.

(3) The Executive Officer and any other officer of the **[Bank] Fund** acting in the stead or under the authority of the Executive Officer may, in his or her discretion but subject to the provisions of this Act, execute or prepare, and sign, any such document or instrument as may be necessary or expedient for the everyday administration and affairs of the **[Bank] Fund**.

(4) All cheques and other negotiable instruments drawn on the **[Bank] Fund** shall be signed by the Executive Officer and any other officer of the **[Bank] Fund** duly authorised thereto by resolution of the Board, or by any two other officers of the **[Bank] Fund** so authorised.”

#### **Deletion of section 27 of Act 14 of 1981**

**14.** Section 27 of the principal Act is hereby deleted.

**Amendment of section 28 of Act 14 of 1981**

**15.** Section 28 of the principal Act is hereby amended by the substitution of the following section:

**“28. Interest payable in respect of loans or advances by [Bank] Fund.—**

(1) The rate of interest payable to the [Bank] Fund in respect of any loans or advances granted or made in terms of this Act shall from time to time be determined by the Board: Provided that—

(a) in determining a rate of interest in terms of this subsection the Board shall ensure that the rate of interest is sufficient so as to ensure that the business of the [Bank] Fund does not operate at a financial loss; and

(b) in determining the rate of interest as contemplated by the preceding provisions of this section, the Board may determine differential rates of interest in respect of such different classes or categories of persons, as may be stipulated by the Board.

(2) If any amount owing to the [Bank] Fund for a loan or advance in terms of this Act is paid on a date earlier than the due date for payment of any instalment and/or interest thereon, the [Bank] Fund shall be entitled to and the debtor shall be liable for interest in respect of such amount up to the date upon which the payment in question is made, and in the case of any such payment made after the date on which it is due to have been paid, the [Bank] Fund shall be entitled to and the debtor shall be liable for interest in respect of such amount up to the date on which such late payment was made.”.

**Amendment of section 29 of Act 14 of 1981**

**16.** Section 29 of the principal Act is hereby amended by the substitution of the following section:

**“29. Reserve fund of the [Bank] Fund.—**(1) The [Bank] Fund shall establish a reserve fund which shall from time to time be credited with the surplus of the income of the [Bank] Fund over its expenditure at the end of the financial year.

(2) Any deficit in the books of the [Bank] Fund at the end of the financial year and any loss which may arise in consequence of any transactions or the business operations of the [Bank] Fund shall be made good from the reserve fund unless

and in so far as such deficit or loss is, in the circumstances determined by the responsible Member, defrayed by the Government of the Province from moneys specially appropriated by Provincial Legislature for that purpose.

(3) The moneys standing to the credit of the fund at the end of a financial year may, in so far as it is not required for any purpose mentioned in subsection (2) and to such extent as may be determined by the Board, be invested on call or deposit with any general or commercial **[Bank] Fund** or any building society within the Province or may, if deemed necessary or expedient by the Board, be merged with the liquid assets of the **[Bank] Fund**.

(4) The **[Bank] Fund** shall not be liable for the payment of income tax or any other tax on any surplus of the **[Bank] Fund** over its expenditure as reflected at the end of the financial year in respect of such year.

#### **Amendment of section 30 of Act 14 of 1981**

17. Section 30 of the principal Act is hereby amended by the substitution of the following section:

**“30. **[Bank] Fund** may utilize its funds in connection with remuneration of, and pensions and medical aid benefits for members of the Board and the staff of the **[Bank] Fund**.—(1)** The remuneration, allowances and perquisites of the chairperson and other members of the Board and of the officers, employees and workmen of the **[Bank] Fund** appointed in terms of section 19 and of any adviser of the **[Bank] Fund** and all other expenditure incurred by the **[Bank] Fund** in terms of this Act, shall be paid out of the funds of the **[Bank] Fund**.

(2) The **[Bank] Fund** may from its funds contribute towards any pension fund or scheme and any medical aid scheme established or arranged for the benefit of the members of the Board and the officers, employees and workmen of the **[Bank] Fund** and the dependents of any aforementioned person in terms of and in accordance with the provisions of section 22 (g) and the regulations referred to in that section.”.

**Amendment of section 31 of Act 14 of 1981**

**18.** Section 31 of the principal Act is hereby amended by the substitution of the following section:

**31. [Bank] Fund to keep proper records and books of account, and submission of annual report and financial statements.**—(1) The Board shall cause proper records and books of account to be kept, in accordance with standard accounting practice and procedure, of all financial transactions concluded by and all loans and advances granted and made by and all interest, payments, moneys, deposits and securities received, expended and held by and accrued and owing to or by the **[Bank] Fund**, and of all funds raised by the **[Bank] Fund** (and the origin thereof), during every financial year.

(2) There shall be submitted to the responsible Member, not later than one hundred and twenty days after the end of each financial year—

(a) a full report by the chairperson of the Board of all the business operations and activities of the **[Bank] Fund** during such financial year; and

(b) fully audited financial statements comprising a statement which sets out in full the state of the funds and the assets and liabilities of the **[Bank] Fund** as at the end of the said financial year, and a statement which sets out the income and revenue and the expenditure of the **[Bank] Fund** during such financial year.”.

**Amendment of section 32 of Act 14 of 1981**

**19.** Section 32 of the principal Act is hereby amended by the substitution of the following section:

**“32. Audit.**—(1) The books and records of account and financial statements of the **[Bank] Fund**, as well as the report contemplated by section 31 (1) (a), shall be audited annually, as the Auditor General may determine, by the Auditor General or a practising public accountant and auditor appointed by him or her for that purpose, at the conclusion of which audit the auditor concerned shall furnish his or her report to the Board.



(2) Any person appointed in terms of subsection (1) to perform an audit in respect of the affairs of the **[Bank] Fund**, shall at all reasonable times during his or her audit have a free right to inspect, examine and check and verify all books, accounts, records, files, documents, registers, vouchers, invoices, receipts, certificates, cash and securities and any assets of the **[Bank] Fund** and has, for such purposes, a free right of access to any office, vault, building and place, where anything hereinbefore mentioned is filed, kept, prepared or issued, and where applicable, to make such copies thereof and such extracts therefrom as he or she may deem fit, and to question or demand an explanation from any member of the Board and any officer, employee or workman of the **[Bank] Fund** in connection with anything hereinbefore mentioned, and any such member, officer, employee and workman shall co-operate with and render to any person so appointed all such assistance as may be necessary or required by him or her, for the purpose of exercising any right and power conferred upon him or her in terms of this section.”.

#### **Amendment of section 33 of Act 14 of 1981**

**20.** Section 33 of the principal Act is hereby amended by the substitution of the following section:

**“33. Report of chairperson of the Board and financial statements of the [Bank] Fund to be tabled in the Provincial Legislature.**—The responsible Member shall, within fourteen days after he or she has received the audited report and financial statements contemplated by section 31 (2), lay such report and statements on the table in the Provincial Legislature, if the Provincial Legislature is then in session, or, if it is not then in session, within fourteen days after the commencement of its next ensuing session.

#### **Amendment of section 34 of Act 14 of 1981**

**21.** Section 34 of the principal Act is hereby amended by the substitution of the following section:

**“34. Board’s power to effect variations in respect of loans and advances granted or made by it.**—The Board may at any time extend the period for the repayment of any loan or advance granted or made by it, increase or reduce any rate of interest applicable to loans and/or advances (including existing loans

and/or advances) and, upon written application by or with the written consent of the debtor, in respect of any loan or advance granted or made by the [Bank] Fund —

- (a) reduce the period of repayment of such loan or advance;
- (b) suspend the obligation of capital redemption for such period as may be determined by the Board;
- (c) act in terms of both paragraphs (a) and (b); or
- (d) vary the instalments prescribed, for the repayment of such loan or advance in terms of section 24 (1) (b):

Provided that where, subsequent to the variation of the terms of an agreement between the [Bank] Fund and a debtor in terms of any of the preceding provisions of this section, such debtor is guilty of a breach of the terms as so varied, the Board may revert to the terms which governed such agreement prior to such variation, which shall revive when the Board, by written notice to such debtor, informs him or her as to the reversion.”.

#### **Amendment of section 36 of Act 14 of 1981**

**22.** Section 36 of the principal Act is hereby amended by the substitution of the following section:

**“36. Powers of Board to ascertain and ensure proper application of loan or advance by debtor and to acquire certain statements from debtor.—**

(1) Whenever the [Bank] Fund has granted or made any loan or advance in terms of the provisions of this Act, the Board may—

- (a) make, or cause to be made by any of its officers or agents or to any other person, acting upon its written authority, such inspection as the Board may deem necessary so as to ascertain whether or not the loan or advance is being, or has been, applied by the debtor for the purpose for which and in accordance with the terms and conditions upon and subject to which such loan or advance was granted or made;
- (b) require any particular farmer or client, company, corporation, co-operative or other body to whom or to which any loan or advance was granted or made, to submit to the Board such financial and other

statements as may be determined by the Board at bi-annual intervals or such shorter intervals as may be likewise determined.

(2) Any officer, agent or other person authorized by the Board to make the inspection in terms of subsection (1) (a), shall for such purpose have the right of access to all records, books, documents, invoices, receipts, statements, and vouchers and all movable and immovable property of the debtor, necessary for the purposes of such inspection, and the right to make the necessary copies thereof and extracts therefrom.

(3) Any refusal on the part of the debtor to allow, or any refusal otherwise relating to the carrying out of an inspection in terms of subsection (1) (a), any conduct on his or her part whereby he or she wilfully hinders or obstructs the person carrying out such inspection in terms of that subsection and subsection (2), and any failure of the debtor to comply with any requirement of the Board in terms of subsection (1) (b) shall, for the purpose of this Act, be deemed to be a breach of the terms and conditions upon and subject to which the loan or advance was granted or made.”.

#### **Amendment of section 37 of Act 14 of 1981**

**23.** Section 37 of the principal Act is hereby amended by the substitution of the following section:

**“37. Procedure which may be followed by Board on misapplication of loan or advance by debtor.**—Whenever, after an inspection in terms of section 36 has been made the Board is satisfied that any sum of money comprising the whole or any part of the loan or advance to a debtor has not been applied for the purposes for which or in accordance with the terms and conditions upon and subject to which such loan or advance was granted or made, the Board shall, by written notice order such debtor to apply an amount equal to such sum to such purposes or in accordance with such terms and conditions (as the case may be) within the time specified therefor in such notice, or that an amount equal to such sum together with interest thereon up to the date of such notice, be repaid to the [Bank] Fund within the time specified in such notice, and any amount which, by

virtue of such a notice, has to be repaid to the [Bank] Fund, shall as from the date of such notice be a debt due and payable to the [Bank] Fund.”.

#### **Amendment of section 38 of Act 14 of 1981**

**24.** Section 38 of the principal Act is hereby amended by the substitution of the following section:

**“38. Withdrawal and recalling of loans and advances and seizure and realization by [Bank] Fund of assets mortgaged, hypothecated or deemed to be pledged to the [Bank] Fund.—(1)** Whenever any debtor—

(a) fails to pay any amount payable in respect of a loan or advance in terms of this Act on or before due date;

(b) commits any act of insolvency in terms of the provisions of section 8 of the Insolvency Act, 1936, (Act 24 of 1936), or is sequestrated by virtue of an order of court in terms of that Act or assigns his or her estate for the benefit of his or her creditors;

(c) has been convicted of any offence and sentenced to a term of imprisonment without the option of a fine;

(d) in the opinion of the Board arrived at after the carrying out of any inspection in terms of section 36, does not apply the loan or advance for the purpose for which, or in accordance with the terms and conditions upon and subject to which, such loan or advance was granted or made or does not expend it economically, provided the Board has not already acted in terms of section 37;

(e) fails to comply with any notice in terms of section 37;

(f) does not comply with or is in breach of any term or condition stipulated or imposed in respect of the loan or advance in terms of section 24 (1) (b) or any provision of this Act relating to the duties of the debtor regarding such loan or advance;

(g) has been declared mentally ill, or is detained as a mentally ill patient in terms of the Mental Health Act, 1973 (Act 18 of 1973), or is declared by a competent court to be incapable of managing his or her own affairs;

(h) being a company, corporation, co-operative or any other association of persons (irrespective of whether or not such association is a juristic person), is being wound-up or placed in liquidation or under judicial management or is dissolved by or in terms of any law, or when any director, majority shareholder or member of the controlling body thereof is convicted of any offence for which he or she has been sentenced to a term of imprisonment without the option of a fine;

(i) has not, within the time specified by the Board (if any) for the application of the loan or advance, or, if no such time has been so specified, within a reasonable time after such loan or advance has been granted, applied such loan or advance on a substantial scale;

(j) has been convicted of an offence under section 44,

the board may, if such loan or advance has not yet been paid over to the debtor (where appropriate) withdraw its approval of such loan or advance and refuse payment thereof to the debtor or, where it has already been so paid over, act in terms of subsection (2).

**[(2) The Board may, in the circumstances contemplated by subsection (1) where the loan or advance has already been paid over to the debtor, by written notice addressed to the debtor, recall the said loan or advance in whole, and require the debtor to repay such loan or advance together with interest thereon up to the date of such notice within the time specified therefor in such notice, and in the event of default of payment on such specified date, the Board may in writing and under the official seal of the Bank, require the messenger of the court or any other person designated by the Board to seize—**

**(a) in the case where such loan or advance has been secured by mortgage, the immovable property encumbered thereby; or**

**(b) in the case where such loan or advance has been secured by a deed of hypothecation of movable property, or where any other form of security has been given, the property encumbered by such deed or constituting such other form of security,**

**without recourse to a court of law, and, irrespective of whether or not such messenger of the court or such other person is a licensed auctioneer, to sell such property by public auction on such date, and at such time and place and on such conditions as the Board may determine, of which at least fourteen days notice has been given in the Provincial Gazette and in a newspaper circulating in the district where the said property is situated or, as the case may be, where the said property was kept or used before such seizure, or the Board may itself sell the property so seized by public tender on such conditions as it may determine: Provided that the provisions of this section shall not be construed so as to derogate from the provisions of subsection (4).]**

(3) If the proceeds of any sale of property in terms of subsection (2), after the deduction of the costs of the seizure and sale thereof, exceed the amount to be repaid to the **[Bank] Fund** with the amount of interest thereon as contemplated by that subsection, the balance shall be paid over to the debtor or any person who is in law entitled to receive such payment, and where such proceeds, after such deductions, are less than the sum of the amount so repayable and interest thereon as hereinbefore contemplated, such proceeds shall first be applied towards reducing the amount of interest payable to the **[Bank] Fund** before being applied in redemption of capital, and the **[Bank] Fund** shall have a claim against the debtor or his or her estate (as the case may be) in respect of the deficit.

(4) (a) If the estate of anyone to whom a loan or advance has been granted or made under this Act is sequestrated or if he or she has assigned his or her estate for the benefit of his or her creditors or if a compromise is effected with his or her creditors, no movable property hypothecated in terms of section 27, shall vest in the Master of the Supreme Court or the trustee or the assignee or the liquidator (as the case may be) unless the Board notifies such Master or trustee or assignee or liquidator as provided for in paragraph (c).

(b) The Board may after giving written notice to the Master or the trustee or the assignee or the liquidator, as the circumstances may require, cause the said hypothecated property to be sold in the manner provided by subsections (2) and (3).

(c) If the Board elects not to deal with the hypothecated movable property in terms of paragraph (b), it shall notify the Master or the trustee or the assignee or the liquidator, as the circumstances may require, accordingly, whereupon that property shall vest in the Master or the trustee or the assignee or the liquidator (as the case may be) who shall deal with such property as if this subsection had not been enacted: Provided that such property shall be deemed to have been pledged to the [Bank] Fund as security for the due fulfilment by the debtor of his or her obligations under the hypothec, in the same manner as if it had been delivered to the [Bank] Fund as a pledge.

#### **Amendment of section 39 of Act 14 of 1981**

**25.** Section 39 of the principal Act is hereby amended by the substitution of the following section:

**“39. Regulations.—**(1) Subject to the approval of the responsible Member, the Board may make regulations not inconsistent with the provisions of this Act relating to—

- (a) the establishment and dissolution of branches and agencies of the [Bank] Fund, and the management, supervision and control of the [Bank] Fund and any agency and branch thereof;
- (b) the issue of bills and debentures by the [Bank] Fund in terms of section 21, and the other matters connected therewith as contemplated by that section;
- (c) the period of repayment of loans and advances;
- (d) the form of and forms for or in connection with any application in terms of this Act;
- (e) the fees payable by an applicant in respect of any application in terms of this Act, and in respect of the valuation of property and the preparation of documents by or on behalf of the [Bank] Fund for any applicant to or debtor of the [Bank] Fund for the purposes of this Act;
- (f) the rate or rates of interest applicable in respect of moneys owing to the [Bank] Fund, and the alteration of any such rate of interest;



(g) any matter which, in terms of this Act, shall or may be prescribed or determined by the Board and any other matter under the jurisdiction of the Board in so far as any such matter, in the opinion of the Board, affects or will or is likely to affect persons in their transactions or dealings with the [Bank] Fund.

(2) Regulations made in terms of subsection (1) shall be published for general information in the Provincial Gazette, and may, subject to the approval of the responsible Member, be made with retrospective effect.

(3) Every regulation made in terms of subsection (1) shall be laid on the table of the Provincial Legislature within fourteen days of its publication in the Provincial Gazette, if the Provincial Legislature is then in session, or, if it is not then in session, within fourteen days after the commencement of its next ensuing session.”.

#### **Deletion of section 39A of Act 14 of 1981**

**26.** Section 39A of the principal Act is hereby deleted.

#### **Amendment of section 40 of Act 14 of 1981**

**27.** Section 40 of the principal Act is hereby amended by the substitution of the following section:

**“40. Circumstances in which [Bank] Fund may hold land.**—It shall not be lawful for the [Bank] Fund to hold land other than—

- (a) such land as may be required for any of its business premises or the housing of staff;
- (b) such land as may be acquired for technical, experimental or training purposes;
- (c) such land as was mortgaged to the [Bank] Fund and was acquired as a result of foreclosure of the mortgage, or otherwise on account of debt: Provided that all such land shall be sold by the [Bank] Fund at the earliest favourable opportunity upon such terms and conditions as may be

determined by the Board, and any such terms and conditions may allow for the purchase price or any portion thereof to be secured by a mortgage bond over the land in question in favour of the [Bank] Fund and any amount so secured shall for the purposes of this Act be deemed to be a loan or advance granted or made thereunder and shall be subject, *mutatis mutandis*, to the provisions of this Act relating to loans and advances.”.

#### **Amendment of section 40A of Act 14 of 1981**

**28.** Section 40A of the principal Act is hereby amended by the substitution of the following section:

**“40A. Restriction of liability of members of the Board.**—No member of the Board shall be liable for any loss or damage suffered by the [Bank] Fund if such loss or damage is caused by or is the result of any *bona fide* act or omission by such a member in the exercise or performance of any power, function or duty conferred or imposed on him or her by or in terms of this Act.”.

#### **Amendment of section 41 of Act 14 of 1981**

**29.** Section 41 of the principal Act is hereby amended by the substitution of the following section:

**“41. Certain matters of [Bank] Fund privileged and confidential, and provisions relating to the maintenance of secrecy.**—(1) Save as may be otherwise provided for in this Act, all documents, books, accounts, records and the contents thereof and all information and data of the [Bank] Fund relating to the conducting of the business, operations and affairs of the [Bank] Fund and the meetings, discussions and proceedings of the Board in this regard, and all information regarding the financial position of any debtor of the [Bank] Fund, shall be privileged and of a confidential nature and shall not be disclosed or made available to any person, except—

(a) in the circumstances and for the purposes contemplated by sections 31, 32 and 33; and

(b) to the responsible Member or any person authorised in this regard by the responsible Member; or

(c) upon an order of a competent court.

(2) The chairperson and all other members of the Board and all officers, employees and workmen of the **[Bank] Fund** shall, upon assuming office or upon their appointment (as the case may be), under oath or affirmation in a form to be prescribed by the Board, make a declaration of secrecy before a justice of the peace or commissioner of oaths in regard to all matters of the **[Bank] Fund** which are privileged and confidential in terms of subsection (1) and shall—

(a) maintain and aid in maintaining the secrecy of all such matters of which they have or acquire knowledge in the exercise and performance of their official powers and duties in terms of or by virtue of the provisions of this Act; and shall not, except in so far as it is necessary or expedient for the exercise and performance of such powers and duties or for the business of the **[Bank] Fund** to communicate or disclose such matters to the chairperson or any other member of the Board, or any officer, employee or workman of the **[Bank] Fund**, disclose any information relating to such matters to any person;

(b) not apply or make use of any information or knowledge in connection with any matter of the **[Bank] Fund** which is privileged and confidential in terms of subsection (1) otherwise than for the due and proper exercise and performance of their powers, functions and duties in terms of and by virtue of the provisions of this Act and for the business operations and affairs of the **[Bank] Fund**.

(3) The provisions of subsection (2) shall *mutatis mutandis* apply in respect of any adviser, agent, inspector and valuator of the **[Bank] Fund**.

(4) For the purposes of subsection (2), the oath or affirmation contemplated thereby may be administered—

(a) by the chairperson of the Board and every other member thereof, after such chairperson or member has made the declaration of secrecy in accordance with the provisions of that subsection; and

(b) to any member of the staff of the [Bank] Fund, by any officer of the [Bank] Fund duly authorised thereto by a resolution of the Board, who has already made the declaration in terms of subsection (2).

(5) Any person who contravenes or fails to comply with the provisions of subsection (1) and any person who, after having made a declaration of secrecy in terms of subsection (2), contravenes the provisions of paragraph (a) or (b) of the lastmentioned subsection, shall be guilty of an offence and liable on conviction to a fine not exceeding five hundred rand or to imprisonment for a period not exceeding six months or to both such fine and such imprisonment.”.

#### **Amendment of section 42 of Act 14 of 1981**

**30.** Section 42 of the principal Act is hereby amended by the substitution of the following section:

**“42. Offences and penalties in connection with bribery and corruption in relation to loans and advances and applications therefor.—**(1) Any member of the Board, any member of the staff of the [Bank] Fund and any adviser, agent, inspector or valuator of the [Bank] Fund, who receives, whether directly or indirectly, any fee or reward, other than that which may be authorised under this Act or any other law from any person in respect of, or in connection with, any loan or advance under this Act or an application for such loan or advance, shall be guilty of an offence and liable on conviction to a fine not exceeding eight hundred rand or to imprisonment for a period not exceeding two years or to both such fine and imprisonment.

(2) Any person who, in respect of or in connection with any loan or advance under this Act, or any application for such loan or advance, bribes or attempts to bribe, or corruptly influences or attempts corruptly to influence the chairperson or any other member of the Board or any member of the staff of the [Bank] Fund or any adviser, agent, inspector or valuator of the [Bank] Fund, shall be guilty of an offence and liable on conviction to a fine not exceeding eight hundred rand or to imprisonment for a period not exceeding two years or to both such fine and such imprisonment.”.

**Amendment of section 43 of Act 14 of 1981**

31. Section 43 of the principal Act is hereby amended by the substitution of the following section:

**“43. Certain persons debarred from acquiring land or other property of the [Bank] Fund in certain cases.—**(1) No member of the Board, no member of the staff of the [Bank] Fund and no adviser, agent, inspector or valuator of the [Bank] Fund may acquire, whether directly or indirectly, any land or other property of the [Bank] Fund acquired by the [Bank] Fund as a result of foreclosure of a mortgage or otherwise on account of debt.

(2) Any acquisition of land or other property of the [Bank] Fund in contravention of subsection (1), shall be null and void *ab initio*.”

**Amendment of section 44 of Act 14 of 1981**

32. Section 44 of the principal Act is hereby amended by the substitution of the following section:

**“44. Offences and penalties applicable in respect of applicants to and debtors of the [Bank] Fund.—**(1) Anyone who—

(a) wilfully applies any loan or advance granted or made to him or her by the [Bank] Fund for any purpose other than that for which it was granted or made;

(b) wilfully fails to disclose to the [Bank] Fund any material information in his or her possession or makes any statement or representation knowing it to be false, when required in terms of or by virtue of this Act to make any statement or to disclose any facts or information;

(c) obtains financial assistance from the [Bank] Fund in terms of this Act through fraud or false representations knowingly made by him or her;

(d) after having obtained financial assistance from the [Bank] Fund in terms of this Act, without the written consent of the [Bank] Fund, wilfully destroys, damages, consumes or disposes of—

(i) any property, thing or right given by him or her as security to the **[Bank] Fund** for such financial assistance;

(ii) anything deemed to be pledged to the **[Bank] Fund** in terms of section 27 (4) or (5),

or who, in the case of property hypothecated to the **[Bank] Fund** in terms of section 27 or deemed thereunder to have been pledged to the **[Bank] Fund**, gives such property in pledge to any other person, or removes any such property from the land where it is by agreement with the Board, to be kept;

(e) is, by reason of his or her conduct, in terms of section 36 (3) deemed to be in breach of the terms and conditions subject to which a loan or advance was granted or made,

shall be guilty of an offence and liable on conviction to a fine not exceeding four hundred rand or to imprisonment for a period not exceeding twelve months or to both such fine and such imprisonment.

(2) If at a trial in respect of any contravention of subsection (1) (d) it is proved that the accused failed on the demand of any person designated by the Board for that purpose, to produce the movable property hypothecated or any part thereof, the accused shall be presumed to have disposed of, destroyed, consumed or removed the movable property, or part thereof, in question (as the case may be) according to the charge, unless and until the contrary is proved.”.

#### **Amendment of section 45 of Act 14 of 1981**

**33.** Section 45 of the principal Act is hereby amended by the substitution of the following section:

**45. Agents of the **[Bank] Fund**.**—(1) All such magistrates, postmasters and officers of the Department of Agriculture and Environmental Affairs of the Province as may be designated by the Board in consultation with the Member of the Executive Council responsible for Safety and Security and Agriculture and Environmental Affairs respectively or by the nominee of such Member of the

Executive Council, as well as the registrar of cooperatives, shall generally act as agents of the **[Bank] Fund** in accordance with such procedures, rules, terms and conditions as may be prescribed and imposed by the Board and shall on behalf of the Board perform all such investigations and inspections and submit to the Board such reports and recommendations as the Board may from time to time in respect of any particular applicant to or debtor of the **[Bank] Fund** in any case referred to such a magistrate, postmaster or officer or such registrar, require.

(2) The Board may, in addition to or in lieu of any person referred to in subsection (1), appoint any other person or any company, firm, or agricultural consultant as agent of the **[Bank] Fund** for the purposes mentioned in that subsection.

(3) The Board may—

(a) notwithstanding any contrary provisions of the Public Service Act, 1994 (Act 103 of 1994), or any other law, pay to any magistrate and any postmaster designated in terms of subsection (1), in addition to any remuneration and emoluments payable to him or her in terms of that Act, such allowance as may be determined by the responsible Member;

(b) pay any person, company, firm or agricultural consultant appointed in terms of subsection (2), such remuneration (which may be on a commission basis) as may be determined by the Board.

(4) Any magistrate or postmaster designated in terms of subsection (1), may authorise or direct any member of his or her staff to perform on his or her behalf any functions or all the investigations and inspections entrusted to him or her in terms of or by that subsection or to prepare and submit on his or her behalf all reports and recommendations required of him or her in terms of or by such subsection, and in such event the provisions of subsection (3) (a) shall *mutatis mutandis* apply in respect of any such staff member.”.



**Amendment of section 47 of Act 14 of 1981**

**34.** Section 47 of the principal Act is hereby amended by the substitution of the following section:

**“47. Short title.**—This Act [**shall be**] is called the North West Agricultural [**Bank**] Fund Act, 1981.”.

**Short title**

**35.** This Act is called the North West Agricultural Bank Amendment Act, 2016.

**MEMORANDUM ON THE OBJECTS OF THE  
NORTH WEST AGRICULTURAL BANK AMENDMENT BILL, 2016**

**1. BACKGROUND**

1 The Bill seeks to amend the North West Agricultural Bank Act, 1981(Act 14 of 1981). In line with the Rebranding, Repositioning and Renewal of the Bokone Bophirima Province through the five concretes namely, Agriculture, Culture and Tourism (ACT), Villages, Townships and Small Dorpies (VTSD), Setsokotsane, Reconciliation, Healing and Renewal as well as Saamtrek-Saamwerk philosophy a policy decision was taken recently by the MEC for READ to create a special purpose vehicle to assist farmers adversely affected by the effects of drought in the Province.

As part of the policy position contemplated in paragraph 1 above, a need to utilize an existing special purpose vehicle instead of creating a completely new entity has been identified as the most viable option, hence the resuscitation of the North West Agricultural Bank was considered. The policy option is in line with the EXCO Resolution to restructure and streamline public entities in the Province, taken on 15 December 2014.

It has however emerged that the North West Agricultural **Bank** Act, 1981, which predates the Constitution, 1996 and the Banks Act, 1990, is not in line with the relevant provisions of the Banks Act, 1990 and therefore might also be fall foul of section 146 of the Constitution, 1996, as it is in conflict with National Framework Legislation.

In order to avert potential conflict with the Banks Act, an amendment to the North West Agricultural Bank Act, 1981(Act 14 of 1981), so as to convert the North West Agricultural Bank into a Fund, is imperative.

## **2. CLAUSE BY CLAUSE EXPLANATION**

In summary, the Bill provides as follows –

### **Clause 1:**

Clause 1 amends the longtitle to the North West Agricultural Bank Act, 1981(Act 14 of 1981),

### **Clause 2:**

Clause 2 amends section 2 of the North West Agricultural Bank Act, 1981(Act 14 of 1981), thereby redefining the Bank as a Fund and also redefining certain terms to be in line with post 1994 legislative framework,

### **Clause 3:**

Clause 3 amends the North West Agricultural Bank Act, 1981(Act 14 of 1981), affirms the re-establishment of the North West Agricultural Bank as the North West Agricultural Fund and further reaffirms the Fund is a Public Finance Management Act, 1999 (Act No. 1 of 1999) Schedule 3C Public Entity with the Board as its Accounting Authority.

### **Clauses 4 to 10:**

Clauses 4 to 10 amend sections 4, 11, 14, 15, 17, 19 and 20 of the North West Agricultural Bank Act, 1981(Act 14 of 1981), by changing any reference of bank, to that of Fund.

### **Clause 11:**

Clause 11 deletes section 21 of the North West Agricultural Bank Act, 1981(Act 14 of 1981), which relates to bills and debentures issued by Banks and Companies only, and guarantee by Government of foreign funds raised by a Bank. This reaffirms that the Fund is neither a bank nor a company.

**Clauses 12:**

Clause 12 amend sections 22 of the North West Agricultural Bank Act, 1981(Act 14 of 1981), by changing any reference of bank, to that of Fund and by broadening the scope of the Fund to that of a developmental special purpose vehicle, rather than being a financial aid institution.

**Clauses 13:**

Clause 13 amend section 25 of the North West Agricultural Bank Act, 1981(Act 14 of 1981), by changing any reference of bank, to that of Fund.

**Clause 14:**

Clause 14 deletes section 27 of the North West Agricultural Bank Act, 1981(Act 14 of 1981), which deals with security for loans and advances by the Fund, stating that no loan or advance may be granted or made by the Fund except on the security of a mortgage of land or a real right in land in the Province or of a deed of hypothecation of movable property.

**Clauses 15 to 25:**

Clauses 15 to 25 amend sections 28 to 39, as amended of the North West Agricultural Bank Act, 1981(Act 14 of 1981), by changing any reference of bank, to that of Fund. Clause 24 further deletes section 38(2) of the North West Agricultural Bank Act, 1981(Act 14 of 1981), which has been declared inconsistent with section 34 of the Constitution and invalid to the extent set out in the Constitutional Court Order published under Government Notice R.586 in *Government Gazette* 21266 of 15 June 2000.

**Clauses 26:**

Clauses 26, deletes section 39A of the North West Agricultural Bank Act, 1981(Act 14 of 1981). The North West Agricultural Fund is not constitutionally empowered to make by-laws. Only municipalities can make by-laws.

**Clauses 27 to 34:**

Clauses 27 to 34 amend sections 40 to 45 and 47, as amended of the North West Agricultural Bank Act, 1981(Act 14 of 1981), by changing any reference of bank, to that of Fund.

**Clause 35:**

Clause 35 provides for the short title of the Act.

**3. ORGANISATIONAL AND PERSONNEL IMPLICATIONS FOR PROVINCIAL GOVERNMENT**

See attached North West Draft Corporate Plan, 2016.

**4. FINANCIAL IMPLICATIONS FOR PROVINCIAL GOVERNMENT**

See attached North West Draft Corporate Plan, 2016.

**5. DEPARTMENTS/ BODIES/ PERSONS CONSULTED**

1. Relevant Departmental Components;
2. Provincial Treasury;
3. State Law Advisory Services.

**6. CONTACT PERSON:**

Name	:	Mr. Thebe Mothusi
Position	:	Senior Manager
Tel	:	<u>018 389 5690</u>
	:	071 860 5395

## PROVINCIAL NOTICE 217 OF 2016

## REMOVAL OF RESTRICTIONS ACT, 1967

**REMOVAL OF RESTRICTIONS OF PORTION 1469 (A PORTION OF REMAINDER OF PORTION 87) OF THE FARM VYFHOEK 428 IQ: PROPOSED TOWNSHIP BAILLIE PARK EXTENSION 53**

It is hereby notified in terms of section 2(1) of the Removal of Restrictions Act, 1967, (Act No. 84 of 1967) that the Premier has approved the following:

- The removal of Conditions A1, 2, 3, 4, 5, B1, C, D (p 7), E & D (p 8) in Deed of Transfer T73378/2007 with the purpose of establishing a township

GO 15/4/2/1/26/170

## PROVINSIALE KENNISGEWING 217 VAN 2016

## WET OP OPHEFFING VAN BEPERKINGS, 1967

**DIE OPHEFFING VAN TITEL VOORWAARDES VAN GEDEELTE 1469 ('N GEDEELTE VAN DIE RESTANT VAN GEDEELTE 87) VAN DIE PLAAS VYFHOEK 428 IQ: VOORGESTELDE DORP BAILLIE PARK UITBREIDING 53**

Hierby word ooreenkomstig die bepalings van artikel 2(1) van die Wet op Opheffing van Beperkings, 1967 (Wet No. 84 van 1967) bekend gemaak dat die Premier die volgende goedgekeur het:

- Die opheffing van voorwaardes A1, 2, 3, 4, 5, B1, C, D (p 7), E & D (p 8) in Akte van Transport T73378/2007 met die doel om dorp te stig.

GO 15/4/2/1/26/170

## PROVINCIAL NOTICE 218 OF 2016

**NOTICE IN TERMS OF SECTION 18(1) OF THE RUSTENBURG LOCAL MUNICIPALITY SPATIAL PLANNING AND LAND USE MANGEMENT BY-LAW, 2015 FOR A CHANGE OF LAND USE RIGHTS KNOWN AS A REZONING. RUSTENBURG AMENDMENT SCHEME 1639**

The firm NE Town Planning CC (Reg. Nr. 2008/249644/23), being the authorised agent of the owner of **the Remaining Extent of Erf 1238, Rustenburg, Registration Division J.Q., North West Province** hereby give notice in terms of Section 18(1)(d) of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-Law, 2015 that I have applied to the Rustenburg Local Municipality for a change of land use rights also known as rezoning of the property described above, situated at 21 Boshoff Street, Rustenburg, from "Residential 1" to "Residential 1" including a Service Enterprise as defined in Annexure 1944 to the Scheme. This application contains the following proposals: A) That the property will still be used mainly for residential purposes, but with the addition of a service enterprise. B) The adjacent properties as well as properties in the area, could thereby be affected. C) The rezoning from "Residential 1" to "Residential 1" including a service enterprise for (webdesign and printing) entails that the existing building will be utilised for the purposes mentioned above with the following development parameters: Max Height: 2 Storeys, Max Coverage: Single Storey: 50%, Double Storey: 40%. Any objection or comments, with the grounds therefore and contact details, shall be lodged within a period of 30 days from the first date on which the notice appeared, with or made in writing to: Municipality at: **Room 319, Missionary Mpheni House, cnr. Nelson Mandela and Beyers Naude Drives, Rustenburg, or to PO Box 16, Rustenburg 0300.** Full particulars and plans (if any) may be inspected during normal office hours at the above-mentioned offices, for a period of 30 days from the date of first publication of the advertisement in the Provincial Gazette, Beeld and Citizen and/or Site Notice. Closing date for any objections : **8 December 2016.** Address of applicant **NE Town Planning CC, 155 Kock Street, Suite 204, De Dak, Rustenburg 0299 or P.O. Box 5717, RUSTENBURG, 0300;** Telephone No: 014 592 2777. Dates on which notice will be published: **8 and 15 November 2016**

8-15

## PROVINSIALE KENNISGEWING 218 VAN 2016

**KENNISGEWING INGEVOLGE ARTIKEL 18 (1) VAN DIE RUSTENBURG PLAASLIKE MUNISIPALITEIT RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUURS VERORDENING, 2015 VIR 'N VERANDERING VAN DIE GRONDGEBRUIKSREGTE BEKEND AS 'N HERSONERING. RUSTENBURG WYSIGINGSKEMA 1639.**

Die firma NE Town Planning BK (Reg. Nr. 2008/249644/23), synde die gemagtigde agent van die eienaar van **Resterende Gedeelte van Erf 1238, Rustenburg, Registrasie Afdeling J.Q., Noord-Wes Provinsie**, gee hiermee ingevolge, Artikel 18(1)(d) van die Rustenburg Plaaslike Munisipaliteit Ruimtelike Beplanning en Grondgebruikbestuur Verordening, 2015 kennis dat ek by Rustenburg Plaaslike Munisipaliteit aansoek gedoen het vir die verandering van die grondgebruikregte, ook bekend as die hersonering van die eiendom hierbo beskryf, geleë te Boshoff Straat 21, Rustenburg, vanaf "Residensieël 1" na "Residensieël 1" insluitend 'n Diensnywerheid soos omskryf in Bylae 1944 tot die Skema. Hierdie aansoek behels A) dat die eiendom steeds hoofsaaklik gebruik sal word as 'n wooneenheid, met die toevoeging van 'n diensnywerheid B) die aangrensende eiendomme asook eiendomme in die omgewing kan moontlik hierdeur geraak word. C) Die hersonering van "Residensieël 1" na "Residensieël 1" insluitend 'n diensnywerheid vir (webwerf ontwerp en drukwerk) behels dat die bestaande gebou gebruik sal word vir die doeleindes soos hierbo genoem en bevat die volgende ontwikkelingsparameters: Maks Hoogte: 2 verdiepings, Maks dekking: Enkelverdieping: 50%, Dubbelverdieping: 40%. Enige besware of kommentaar, met gronde daarvoor asook kontakbesonderhede, kan gebring word binne 'n tydperk van 30 vanaf die eerste datum waarop die kennisgewing verskyn het na die **Munisipaliteit: Kamer 319, Missionary Mpheni House, h.v. Nelson Mandela en Beyers Naude Rylane, Rustenburg, of na Posbus 16, Rustenburg 0300**. Besonderhede en planne (indien enige) is beskikbaar vir inspeksie gedurende gewone kantoorure by die bovermelde kantore, vir 'n tydperk van 30 dae van die datum van eerste publikasie van die kennisgewing in die Provinsiale Gazette, Beeld en Citizen en/of terrein kennisgewing. Sluitingsdatum vir enige besware: **8 Desember 2016**. Adres van applikant: **155 Kockstraat, Suite 204, De Dak, Rustenburg 0299 of NE Stadsbeplanners BK, Posbus 5717, RUSTENBURG, 0300; Telefoon nr: 014 592 2777**. Datums waarop kennisgewings gepubliseer word: **8 and 15 November 2016**.

8-15

## PROVINCIAL NOTICE 219 OF 2016

**REMOVAL OF RESTRICTIONS ACT, 1967  
REMOVAL OF RESTRICTIONS OF PORTION 888 OF THE FARM ELANDSHEUVEL 402, TOWNSHIP  
REGISTRATION DIVISION IP, NORTH WEST PROVINCE  
(AMENDMENT SCHEME 994 AND ANNEXURE 1076)**

It is hereby notified that application has been made in terms of Section 3(1) of the Removal of Restrictions Act, 1967 (Act No. 84 of 1967) by Alexander Edward van Breda, ID. 620501 5073 08 2, authorized agent and registered Town Planner (A/013/2007) Klerksdorp, for:

- The removal of conditions B (a)(i)-(iv) on page 4 in Deed of Transfer T86365/2010 as well as
- The simultaneous rezoning from "Agricultural" to "Residential 2" with annexure 1076 for the purpose of storage warehousing facility and related purposes with the consent of the Local Authority (Amendment Scheme 994)

Particulars of the application will lie for inspection during normal office hours at the office of the Municipal Manager, Records, Basement, Municipal Building, Bram Fisher Street, Klerksdorp for the period of 28 days from 8 November 2016. Objections to or representations in respect to the application must be lodged with or made in writing to the Municipal Manager at the above address or at PO Box 99, Klerksdorp, 2570 within a period of 28 days from 8 November 2016.

**Address of the agent:** Mr. A.E. van Breda, P.O. Box 3183, Freemanville, Klerksdorp, 2573 072 249 5400, vanbreda@lantic.net

8-15

**PROVINSIALE KENNISGEWING 219 VAN 2016**

**WET OP OPHEFFING VAN BEPERKINGS, 1967  
DIE OPHEFFING VAN TITEL VOORWAARDES VAN GEDEELTE 888 VAN DIE PLAAS  
ELANDSHEUVEL 402, DORPSGEBIED REGISTRASIE AFDELING I.P., PROVINSIE NOORDWES  
(WYSIGINGSKEMA 994 EN BYLAAG 1076),**

Hierby word bekendgemaak dat ingevolge die bepalings van artikel 3(1) van die Wet op Opheffing van Beperkings, 1967 (Wet No. 84 van 1967) aansoek gedoen is deur Alexander Edward van Breda, ID. 620501 5073 08 2, gevolmagtigde agent en geregistreerde Stadsbeplanner (A/013/2007) Klerksdorp vir:

- Die opheffing van voorwaarde B (a) (i)-(iv) op bladsy 4 in Akte van Transport T86365/2010 en
- Die gelyktydige hersonering van "Landbou" na "Residensieël 2" met Bylaag 1076 vir die doeleindes van stoorfasiliteite en verwante gebruike met die toestemming van die Plaaslike Owerheid (Wysigingskema 994).

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die kantoor van die Munisipale Bestuurder, Bram Fisherstraat, Burgersentrum, Rekords afdeling, Keldervloer, Klerksdorp, 2570 vir 'n tydperk van 28 dae vanaf 8 November 2016. Besware teen of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae skriftelik by of tot die Munisipale Bestuurder by bovermelde adres of by Posbus 99, Klerksdorp, 2570 ingedien of gerig word, binne 'n tydperk van 28 dae vanaf 8 November 2016.

**Adres van die agent:** Mnr. A.E. van Breda, Posbus 3183, Freemanville, Klerksdorp, 2573  
072 249 5400, [vanbreda@lantic.net](mailto:vanbreda@lantic.net)

8-15

**LOCAL AUTHORITY NOTICES • PLAASLIKE OWERHEIDS KENNISGEWINGS****LOCAL AUTHORITY NOTICE 186 OF 2016**

**NOTICE OF APPLICATION FOR AMENDMENT OF BRITS PERI-URBAN SCHEME IN TERMS OF SECTION 56 (1) (b) (ii) OF THE TOWN PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986)**

I Tseke Mphahlele being the agent of the owner of holding 16 De Wildt Agricultural holding North West hereby give notice in terms of section 56 (1) (b) (ii) of the Town Planning and Townships Ordinance, 1986, that I have applied to the Madibeng Local Municipality for the amendment of the Brits Peri-Urban Scheme, 1/1975, for amendment of the condition of the scheme of "Agricultural" use to "Special for guesthouse, conference facility, student accommodation, and cafeteria". The property is situated at De Wildt farm, Brits.

Particulars of the application will lie for inspection during normal office hours at the Municipal Offices, 53 Van Velden Street, Brits for a period of 28 days from 07 October 2016.

Objections to or representations in respect of the application must be lodged with or made in writing to the Municipal Manager, at the above address or at PO Box 106, Brits, 0250, within a period of 28 days from 07 October 2016.

Address of applicant: P.O. Box 4846 BRITS 0250.

01-28



**PLAASLIKE OWERHEID KENNISGEWING 186 VAN 2016****KENNISGEWING VAN AANSOEK OM WYSIGING VAN DORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 56 (1) (b) (ii) VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE 1986 (ORDONNANSIE 15 VAN 1986)**

Ek Tseke Mphahlele synde die gemagtigde agent van die eienaar van hoewe 16 De Wildt Landbouhoewes gee hiermee ingevolge artikel 56 (1) (b) (ii) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986, kennis dat ek by die Plaaslike Munisipaliteit van Madibeng aansoek gedoen het om die wysiging van die dorpsbeplanningskema bekend as Buitestedelike Gebiede Dorpsbeplanningskema, 1975, deur die hersonering van die eiendome hierbo beskryf, geleë by De Wildt, Brits. Hersonering van die Wysigings skema van landbou na spesiaal Gastehuis, Konferensie-fasiliteite, Studente-akkommodasie, Kafeteria.

Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die Munisipale Kantore, 53 Van Veldenstraat, Brits, vir 'n tydperk van 28 dae vanaf 07 Oktober 2016.

Besware of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 07 Oktober 2016 skriftelik by of tot die Munisipale Bestuurder by bovermelde adres of by Posbus 106, Brits, 0250, ingedien word.

Adres van applikant: Posbus 4846 BRITS 0250.

01-28

**LOCAL AUTHORITY NOTICE 188 OF 2016****RUSTENBURG LOCAL MUNICIPALITY  
APPROVAL OF AMENDMENT OF RUSTENBURG LAND USE MANAGEMENT SCHEME, 2005  
AMENDMENT SCHEME 1332**

It is hereby notified in terms of Section 18(1)(v) of the Rustenburg Local Municipality Spatial Planning and Land Use Management By-Law, 2015, that the Rustenburg Local Municipality has approved the amendment of the Rustenburg Land Use Management Scheme, 2005, by the rezoning of Portion 41 (a portion of Portion 8) of the farm Rietfontein No. 348 J.Q. from "Special" for the purposes of a resort as contained in Annexure 1191 to "Special" for the purposes of a resort, as restricted in terms of Annexure 1635.

Map 3 and the scheme clauses of the amendment scheme are filed with the Municipal Manager, Rustenburg Local Municipality, Municipal Offices, Rustenburg and the Chief: Town and Regional Planner, Sub-Directorate: Spatial Planning and Land Use Management, Department of Local Government and Human Settlement, Mmabatho and are open for inspection during normal office hours.

This amendment is known as Amendment Scheme 1332, subject to Annexure 1635, and shall come into operation on the date of publication of this notice.

**Mr. Bheki Khanise, Municipal Manager, Municipal Offices, RUSTENBURG LOCAL MUNICIPALITY, RUSTENBURG, (2/1595), 08 November 2016, Notice number: 79/2016**

**PLAASLIKE OWERHEID KENNISGEWING 188 VAN 2016****RUSTENBURG PLAASLIKE MUNISIPALITEIT  
GOEDKEURING VAN WYSIGING VAN RUSTENBURG LAND USE MANAGEMENT SCHEME, 2005  
WYSIGINGSKEMA 1332**

Hierby word ooreenkomstig die bepalings van Artikel 18(1)(v) van die Rustenburg Plaaslike Munisipaliteit Ruimtelike Beplanning en Grondgebruikbestuur Verordening, 2015, bekend gemaak dat die Rustenburg Plaaslike Munisipaliteit goedgekeur het dat die Rustenburg Land Use Management Scheme, 2005, gewysig word deur die hersonering van Gedeelte 41 ('n gedeelte van Gedeelte 8) van die plaas Rietfontein Nr 348 J.Q., vanaf "Spesiaal" vir die doeleindes van 'n oord soos vervat in Bylae 1191 na "Spesiaal" vir die doeleindes van 'n oord, soos beperk in terme van Bylae 1635.

Kaart 3 en die skemaklousules van die wysigingskema word in bewaring gehou deur die Munisipale Bestuurder, Rustenburg Plaaslike Munisipaliteit, Munisipale Kantore, Rustenburg en die Hoof: Stads- en Streekbeplanner, Sub-Direktoraat: Ruimtelike Beplanning en Grondgebruiksbestuur, Departement Plaaslike Regering en Menslike Vestiging, Mmabatho vir inspeksie te normale kantoor ure.

Hierdie wysiging staan bekend as Wysigingskema 1332, beperk tot Bylae 1635, en tree in werking op datum van publikasie van hierdie kennisgewing.

**Mnr. Bheki Khanise, Munisipale Bestuurder, Munisipale Kantore, RUSTENBURG PLAASLIKE MUNISIPALITEIT, RUSTENBURG, (2/1595) 08 November 2016, Kennisgewingsnommer: 79/2016**

**LOCAL AUTHORITY NOTICE 189 OF 2016****LEKWA-TEEMANE LOCAL MUNICIPALITY  
APPROVAL OF AMENDMENT OF TOWN PLANNING SCHEME**

The Lekwa-Teemane Local Municipality hereby in terms of the provisions of Section 125 of the Town Planning and Townships Ordinance, 1986 read together with SPLUMA (Act 16 of 2013) declares that it has approved an amendment scheme being an amendment of the Lekwa-Teemane Land Use Scheme, 2011, comprising the same land as included in the township of Bloemhof Extension 10.

Map 3 and the scheme clauses of the amendment scheme are filed with the Municipal Manager, Lekwa-Teemane Local Municipality and the Chief Town and Regional Planner, Sub-Directorate: Spatial Planning and Land Use Management, Department of Local Government and Human Settlement, Mmabatho and are open for inspection at all reasonable times.

This amendment is known as Lekwa-Teemane Amendment Scheme 12 and shall come into operation on the date of publication of this notice.

**N. MGONGO, Municipal Manager**

Lekwa-Teemane Local Municipality, Municipal Offices, Cnr. Robyn- and Dirkie Uys Street, Christiana, 2680

**PLAASLIKE OWERHEID KENNISGEWING 189 VAN 2016****LEKWA-TEEMANE PLAASLIKE MUNISIPALITEIT  
GOEDKEURING VAN WYSIGING VAN DORPSBEPLANNINGSKEMA**

Die Lekwa-Teemane Plaaslike Munisipaliteit verklaar hierby ingevolge die bepalings van Artikel 125 van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 saamgelees met SPLUMA (Wet 16 van 2013) dat hy 'n wysigingskema synde 'n wysiging van die Lekwa-Teemane Grondgebruikskema, 2011, wat uit dieselfte grond as wat die dorp Bloemhof Uitbreiding 10 bestaan, goedgekeur het.

Kaart 3 en die skemaklousules van die wysigingskema word in bewaring gehou deur die Munisipale Bestuurder, Lekwa-Teemane Plaaslike Munisipaliteit en die Hoof Stads- en Streekbeplanner, Sub-Direktoraat: Ruimtelike Beplanning en Grondgebruiksbeheer, Departement Plaaslike Regering en Menslike Vestiging, Mmabatho en is beskikbaar vir inspeksie op alle redelike tye.

Hierdie wysiging staan bekend as Lekwa-Teemane Wysigingskema 12 en tree in werking op datum van publikasie van hierdie kennisgewing.

**N. MGONGO, Munisipale Bestuurder**

Lekwa-Teemane Plaaslike Munisipaliteit, Munisipale Kantore, h/v Robyn- en Dirkie Uysstraat, Christiana, 2680

**LOCAL AUTHORITY NOTICE 190 OF 2016****LEKWA-TEEMANE LOCAL MUNICIPALITY  
DECLARATION AS APPROVED TOWNSHIP**

In terms of Section 111 of the Town Planning and Townships Ordinance, 1986 (Ordinance 15 of 1986) read together with SPLUMA (Act 16 of 2013), the Lekwa-Teemane Local Municipality hereby declares Bloemhof Extension 10 to be an approved township subject to the conditions set out in the schedule hereto.

**SCHEDULE**

CONDITIONS UNDER WHICH THE APPLICATION FOR TOWNSHIP ESTABLISHMENT IN TERMS OF THE PROVISIONS OF CHAPTER IV OF THE TOWN PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986) READ TOGETHER WITH THE SPATIAL PLANNING AND LAND USE MANAGEMENT ACT, 2013 (ACT 16 OF 2013) ON PORTION 207 OF THE FARM KLIPFONTEIN NO. 344-HO, NORTH WEST PROVINCE BY THE LEKWA-TEEMANE LOCAL MUNICIPALITY (HEREINAFTER REFERRED TO AS THE TOWNSHIP APPLICANT) AND BEING THE REGISTERED OWNER OF THE LAND, HAS BEEN APPROVED.

**1. CONDITIONS OF ESTABLISHMENT****(1) NAME**

The name of the township shall be Bloemhof Extension 10.

**(2) LAYOUT / DESIGN**

The township shall consist of erven and streets as indicated on General Plan S.G. No. 5086/2014.

**(3) REMOVAL, REPOSITIONING, MODIFICATION OR REPLACEMENT OF EXISTING POST OFFICE- / TELKOM PLANT**

If, by reason of the establishment of the township, it should become necessary to remove, reposition, modify or replace any existing Post Office- / Telkom plant, the cost thereof shall be borne by the township applicant.

**(4) REMOVAL, REPOSITIONING, MODIFICATION OR REPLACEMENT OF EXISTING ESKOM POWER LINES**

If, by reason of the establishment of the township, it should become necessary to remove, reposition, modify or replace any existing power lines of Eskom, the cost thereof shall be borne by the township applicant.

**(5) RESTRICTION ON THE DISPOSAL OF ERF 2311**

The township applicant shall not, offer for sale or alienate Erf 2311 within a period of six (6) months after the erf becomes registrable to any person or body other than the State unless the Department of Education has indicated in writing that the Department does not wish to acquire the erf.

## (6) ENVIRONMENTAL MANAGEMENT

The township applicant must ensure that all conditions imposed by the Department of Economic Development, Environment, Conservation and Tourism in terms of the Environmental Authorization issued by the said Department on 18 July 2012 by virtue of NWP/EIA/124/2010 are adhered to.

## 2. CONDITIONS TO BE COMPLIED WITH BEFORE THE ERVEN IN THE TOWNSHIP BECOME REGISTRABLE INSTALLATION AND PROVISION OF SERVICES

The township applicant shall install and provide appropriate, affordable and upgradable internal and external services in or for the township.

## 3. DISPOSAL OF EXISTING CONDITIONS OF TITLE

All erven shall be made subject to existing conditions and servitudes, if any: -

- (1) excluding the following conditions / servitudes that do not affect the township area because of the location thereof:
  - (i) "The former Remaining Extent of Portion 1 of the farm Klipfontein 344, H.O., in extent 4324,1715 Hectares, of which the portion held hereby indicated by the figure aFGHJKLMNcdRSTUVXYba on Consolidation Diagram SG 5085/2014 forms a portion, is subject to the following:
    - A. This Grant is made on the condition that no compensation or damages shall be payable by or claimable or recoverable from the Government by the Grantees or their successors in title for or in respect of any damage whatsoever that may be sustained by the said Grantees or their successors in title, through any portion of the land hereby granted being submerged as a direct result of the construction by the Grantor at any time hereafter of a barrage in connection with any irrigation project in the Vaal River other than in respect of improvements, if any, now existing which may be affected, and the Government reserving the right to submerge any such land at any time it should deem fit.
    - C. By virtue of Notarial Deed K386/1965 S dated 09 May 1964 the withinmentioned property is subject to the right in perpetuity to
      - (a) Construct an Electrical Transformer House
      - (b) Convey electricity across the property in favour of Eskom together with ancillary rights, as will more fully appear from the said Notarial Deed.
    - D. By Notarial Deed No. K84/1970S, the right has been granted to ESKOM to convey electricity over the property hereby conveyed together with ancillary rights, and subject to conditions, as will more fully appear on reference to said Notarial Deed and diagram".
  - (ii) "The former Remaining Extent of Portion 1 of the farm Klipfontein 344, H.O., in extent 3854,9110 Hectares, of which the portion held hereby indicated by the figure aFGHJKLMNcdRSTUVXYba on Consolidation Diagram SG 5085/2014 forms a portion, is subject to the following:
    - A. Kragtens Notariële Akte No. K2963/1985S gedateer 19 September 1985 is die hierinvermelde eiendom onderhewig aan „n ewigdurende serwituut tgv ESKOM tot „n stuk grond ongeveer 1,1 hektaar die reg om daarop „n substasie en sodanige werke op te rig as wat mag nodig wees, tesame met bykomende regte soos meer volledig sal blyk uit gemelde Notariële Akte en welke roete van die serwituut bepaal is kragtens Notariële Akte K3406/1989S en aangedui word deur die figuur ABCDEFGA op diagram A7771/1987.
    - B. By Notarial Deed No. K2964/1985S, the right has been granted to ESKOM to convey electricity over the property hereby conveyed together with ancillary rights, and subject to conditions, as will more fully appear on reference to said Notarial Deed and diagram, which servitude's route was described by Notarial Deed K3406/1989S, which servitude is 11 metres wide, and whereof the centre line of the servitude is indicated by the line HJ on Diagram SG No A7771/1987".
  - (iii) "The former Remaining Extent of Portion 1 of the farm Klipfontein No. 344-HO, in extent 4324,1715 hectares, of which the portion indicated by the figure cPQdc on Consolidation Diagram SG 5085/2014 forms a portion, is subject to the following:
    - A. This Grant is made on the condition that no compensation or damages shall be payable by or claimable or recoverable from the Government by the Grantees or their successors in title for or in respect of any damage whatsoever that may be sustained by the said Grantees or their successors in title, through any portion of the land hereby granted being submerged as a direct result of the construction by the Grantor at any time hereafter of a barrage in connection with any irrigation project in the Vaal River other than in respect of improvements, if any, now existing which may be affected, and the Government reserving the right to submerge any such land at any time it should deem fit.

- C. By virtue of Notarial Deed K386/1965 S dated 09 May 1964 the withinmentioned property is subject to the right in perpetuity to
  - (a) Construct an Electrical Transformer House
  - (b) Convey electricity across the property in favour of Eskom together with ancillary rights, as will more fully appear from the said Notarial Deed.

- D. By Notarial Deed No. K84/1970S, the right has been granted to ESKOM to convey electricity over the property hereby conveyed together with ancillary rights, and subject to conditions, as will more fully appear on reference to said Notarial Deed and diagram.

- (iv) "The former Remaining Extent of Portion 1 of the farm Klipfontein No. 344-HO, in extent 4084,2895 hectares, of which the portion indicated by the figure cPQdc on Consolidation Diagram SG 5085/2014 forms a portion, is subject to the following:

By Notarial Deed K1785/1975S, the right has been granted to ESKOM to convey electricity over the property hereby conveyed together with ancillary rights, and subject to conditions as will more fully appear on reference to the said Notarial Deed, and whereof the route of the servitude was determined by Notarial Deed K1868/1977S and the centre lines of the servitude are indicated by the lines ef and gh on Diagram SG 5085/2014".

- (v) "The former Portion A known as Bloemhof Townlands of the farm KLIPFONTEIN No. 344 H.O., of which the portion indicated by the figure ABCDEabZA on Consolidation Diagram SG 5085/2014 forms a portion, is subject to the following:

- A. This Certificate is made on the condition that no compensation or damages shall be payable by or claimable or recoverable from the Government by the Grantees or their successors in title for or in respect of any damage whatsoever that may be sustained by the said Grantees or their successors in title, through any portion of the land hereby granted being submerged as a direct result of the construction by the Grantor at any time hereafter of a barrage in connection with any irrigation project in the Vaal River other than in respect of improvements, if any, now existing which may be affected, and the Government reserving the right to submerge any such land at any time it should deem fit."

- (vi) "The former Remaining Extent of Portion known as Bloemhof Townlands of the farm KLIPFONTEIN No. 344 H.O., of which the portion indicated by the figure ABCDEabZA on Consolidation Diagram SG 5085/2014 forms a portion, is subject to the following:

- A. By virtue of Notarial Deed K386/1965 S dated 09 May 1964 the withinmentioned property is subject to the right in perpetuity to
  - (a) Construct an Electrical Transformer House
  - (b) Convey electricity across the property in favour of Eskom together with ancillary rights, as will more fully appear from the said Notarial Deed.

- B. ONDERHEWIG AAN Notariële Akte Nr. K84/1970 geregistreer op 13 FEBRUARIE 1970 waarkragtens die reg aan ESKOM verleen is om elektrisiteit oor die genoemde eiendom te vervoer, tesame met bykomende regte en onderhewig aan kondisies soos meer volledig sal blyk uit gesegde Akte.

- (vii) "The former Remaining Extent of Portion A of the farm Klipfontein No. 344-HO, in extent 4084,2895 hectares, of which the portion indicated by the figure ABCDEabZA on Consolidation Diagram SG 5085/2014 forms a portion, is subject to the following:

By Notarial Deed K1785/1975S, the right has been granted to ESKOM to convey electricity over the property hereby conveyed together with ancillary rights, and subject to conditions as will more fully appear on reference to the said Notarial Deed, and whereof the route of the servitude was determined by Notarial Deed K1868/1977S and the centre lines of the servitude are indicated by the lines ef and gh on Diagram SG 5085/2014".

- (2) excluding the following servitude which affects Erven 3283 (Park) to 3285 (Park) and streets in the township only:

"The former Remaining Extent of Portion 1 of the farm Klipfontein 344, H.O., in extent 4084,2895 Hectares, of which the portion held hereby indicated by the figure aFGHJKLMNcdRSTUVXYba on Consolidation Diagram SG 5085/2014 forms a portion, is subject to the following:

By Notarial Deed K1785/1975S, the right has been granted to ESKOM to convey electricity over the property hereby conveyed together with ancillary rights, and subject to conditions as will more fully appear on reference to the said Notarial Deed, and whereof the route of the servitude was determined by Notarial Deed K1868/1977S and the centre lines of the servitude are indicated by the lines ef and gh on Diagram SG 5085/2014".

- (3) excluding the following condition which affects Erven 2406 to 2408; 2440 to 2512; 2514; 2540 to 2569; 2576 to 2586; 2597 to 3272; 3277 (Park); 3278 (Park); 3282 (Park) to 3290 (Park) and streets in the township only:
- (i) "The former Remaining Extent of Portion 1 of the farm Klipfontein 344, H.O., in extent 4324,1715 Hectares, of which the portion held hereby indicated by the figure aFGHJKLMNcdRSTUVXYba on Consolidation Diagram SG 5085/2014 forms a portion, is subject to the following:
- B. Subject further that all roads already made over this land by lawful authority shall remain free and unencumbered; that the land shall be subject further to any law or statutory regulations for the time being in force and finally that the owner shall be liable to the prompt payment of such taxes as are payable according to law".
- (4) excluding the following condition which affects Gopane Street in the township only:
- (i) "The former Remaining Extent of Portion 1 of the farm Klipfontein No. 344-HO, in extent 4324,1715 hectares, of which the portion indicated by the figure cPQdc on Consolidation Diagram SG 5085/2014 forms a portion, is subject to the following:
- B. Subject further that all roads already made over this land by lawful authority shall remain free and unencumbered; that the land shall be subject further to any law or statutory regulations for the time being in force and finally that the owner shall be liable to the prompt payment of such taxes as are payable according to law".
- (5) excluding the following condition which affects Erven 2250 to 2439; 2478; 2511 to 2540; 2545 to 2548; 2550; 2559 to 2560; 2569 to 2576; 2587 to 2597; 3273 (Park) to 3282 (Park) and streets in the township only:
- (i) "The former Portion A known as Bloemhof Townlands of the farm KLIPFONTEIN No. 344 H.O., of which the portion indicated by the figure ABCDEabZA on Consolidation Diagram SG 5085/2014 forms a portion, is subject to the following:
- B. Subject further that all roads already made over this land by lawful authority shall remain free and unencumbered; that the land shall be subject further to any law or statutory regulations for the time being in force and finally that the owner shall be liable to the prompt payment of such taxes as are payable according to law".

#### 4. CONDITIONS OF TITLE

- (1) CONDITIONS IMPOSED IN TERMS OF THE PROVISIONS OF THE TOWN PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986)
- (a) ALL ERVEN WITH THE EXCEPTION OF ERVEN 3273 (PARK) TO 3290 (PARK)
- (i) The erf is subject to:
- (aa) a servitude, 3 metres wide along the street boundary;
- (bb) a servitude, 2 metres wide along the rear (mid block) boundary; and
- (cc) servitude along the side boundary with an aggregate width of 3 metres and a minimum width of 1 metre,
- in favour of the local authority for sewerage and other municipal purposes and, in the case of a panhandle erf, an additional servitude for municipal purposes 1 metre wide across the access portion of the erf, if and when required by the local authority: Provided that the local authority may relax or grant exemption from the required servitudes.
- (ii) No building or other structure shall be erected within the aforesaid servitude area and no large-rooted trees shall be planted within the area of such servitude or within 1 metre thereof.
- (iii) The local authority shall be entitled to deposit temporarily on the land adjoining the aforesaid servitude such material as may be excavated by it during the course of the construction, maintenance or removal of such sewerage mains and other works as it, in its discretion, may deem necessary and shall further be entitled to reasonable access to the said land for the aforesaid purpose, subject to any damage done during the process of the construction, maintenance or removal of such sewerage mains and other works being made good by the local authority.



- (b) ERVEN 2250 TO 2420; 2432 TO 2488; 2491 TO 2499; 2503 TO 2520; 2533 TO 2543; 2545 TO 2548; 2555 TO 2556; 2561 TO 2568; 2576 TO 2591; 2594 TO 2616; 2719 TO 2725; 2811 TO 2812; 2817 TO 3272 AND 3273 (PARK) TO 3290 (PARK)

The erf lies in an area where soil conditions can affect buildings and structures and result in damage to them. Building plans submitted to the local authority for consideration shall indicate measures to be taken, to limit possible damage to buildings and structures as a result of detrimental foundation conditions. These measures shall be in accordance with the recommendations contained in the Geo-technical report for the township, unless it is proved to the local authority that such measures are unnecessary or that the same purpose can be achieved by other more effective means.

The NHBRC classification for foundations is considered as H2/R/P

- (c) ERVEN 2421 TO 2431; 2489 TO 2490; 2500 TO 2502; 2521 TO 2532; 2544; 2549 TO 2554; 2557 TO 2560; 2569 TO 2575; 2592 TO 2593; 2617 TO 2718; 2726 TO 2810 AND 2813 TO 2816

The erf lies in an area where soil conditions can affect buildings and structures and result in damage to them. Building plans submitted to the local authority for consideration shall indicate measures to be taken, to limit possible damage to buildings and structures as a result of detrimental foundation conditions. These measures shall be in accordance with the recommendations contained in the Geo-technical report for the township, unless it is proved to the local authority that such measures are unnecessary or that the same purpose can be achieved by other more effective means.

The NHBRC classification for foundations is considered as H2/R

- (2) CONDITIONS OF TITLE IN FAVOUR OF THIRD PARTIES TO BE REGISTERED / CREATED ON FIRST REGISTRATION OF THE ERVEN CONCERNED

- (a) CONDITIONS IMPOSED IN FAVOUR OF ESKOM

- (i) ERF 2311

The erf is subject to a powerline servitude in favour of Eskom as indicated on the General Plan: On submission of a certificate from Eskom to the Registrar of Deeds stating that the servitude is no longer required, this condition shall lapse.

**N. MGONGO, Municipal Manager**

Lekwa-Teemane Local Municipality, Municipal Offices, Cnr. Robyn- and Dirkie Uys Street, Christiana, 2680

**PLAASLIKE OWERHEID KENNISGEWING 190 VAN 2016****LEKWA-TEEMANE PLAASLIKE MUNISIPALITEIT  
VERKLARING TOT GOEDGEKEURDE DORP**

Ingevolge Artikel 111 van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986 (Ordonnansie 15 van 1986) saamgelees met SPLUMA (Wet 16 van 2013), verklaar die Lekwa-Teemane Plaaslike Munisipaliteit hierby die dorp Bloemhof Uitbreiding 10 tot „n goedgekeurde dorp onderworpe aan die voorwaardes uiteengesit in die bygaande skedule.

**SKEDULE**

VOORWAARDES WAARONDER DIE AANSOEK OM DORPSTIGTING INGEVOLGE DIE BEPALINGS VAN HOOFSTUK IV VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986 (ORDONNANSIE 15 VAN 1986) SAAMGELEES MET DIE WET OP RUIMTELIKE BEPLANNING EN GRONDGEBRUIKBESTUUR, 2013 (WET 16 VAN 2013) OP GEDEELTE 207 VAN DIE PLAAS KLIPFONTEIN NO. 344-HO, PROVINSIE NOORDWES, DEUR DIE LEKWA-TEEMANE PLAASLIKE MUNISIPALITEIT (HIERNA DIE DORPSTIGTER GENOEM) EN SYNDE DIE GEREISTREERDE EIENAAR VAN DIE GROND, GOEDGEKEUR IS.

**1. STIGTINGSVOORWAARDE****S****(1) NAAM**

Die naam van die dorp sal wees Bloemhof Uitbreiding 10.

**(2) UITLEG / ONTWERP**

Die dorp sal bestaan uit erwe en strate soos aangedui op Algemene Plan LG No. 5086/2014.

**(3) VERWYDERING, VERPLASING, MODIFISERING OF DIE VERVANGING VAN BESTAANDE POSKANTOOR- / TELKOMUITRUSTING**

Indien dit as gevolg van die stigting van die dorp nodig word om enige bestaande Poskantoor- / Telkomuitrusting te verwyder, te verplaas, te modifiseer of te vervang moet die koste daarvan deur die dorpsdigter gedra word.

**(4) VERWYDERING, VERPLASING, MODIFISERING OF DIE VERVANGING VAN BESTAANDE ESKOM KRAGLYNE**

Indien dit as gevolg van die stigting van die dorp nodig word om enige bestaande kraglyne van Eskom te verwyder, te verplaas, te modifiseer of te vervang moet die koste daarvan deur die dorpsdigter gedra word.

**(5) BEPERKING OP DIE VERVREEMDING VAN ERF 2311**

Die dorpsdigter mag nie Erf 2311 binne „n tydperk van ses (6) maande nadat die erf registreerbaar geword het aan enige persoon of liggaam anders as die Staat te koop aanbied vervreem nie tensy die Departement van Onderwys skriftelik aangedui het dat die Departement nie die erf wil aanskaf nie.



## (6) OMGEWINGSBESTUUR

Die dorpsdigter moet toesien dat alle voorwaardes opgelê deur die Departement van Ekonomiese Ontwikkeling, Omgewing, Bewaring en Toerisme ingevolge die Omgewingsmagtiging uitgereik deur die voorgenoemde Departement op 18 Julie 2012 kragtens NWP/EIA/124/2010 nagekom word.

## 2. VOORWAARDES WAARAAN VOLDOEN MOET WORD VOOR DIE ERWE IN DIE DORP REGISTREERBAAR WORD

## INSTALLASIE EN VOORSIENING VAN DIENSTE

Die dorpsdigter moet geskikte, bekostigbare en opgradeerbare interne en eksterne ingenieursdienste in of vir die dorp installeer en voorsien.

## 3. BESKIKKING OOR BESTAANDE TITELVOORWAARDES

Alle erwe sal onderworpe gestel word aan bestaande voorwaardes en servitute, indien daar is: -

## (1) uitgesluit die volgende voorwaardes / servitute wat nie die dorp raak nie weens die ligging daarvan:

(i) "The former Remaining Extent of Portion 1 of the farm Klipfontein 344, H.O., in extent 4324,1715 Hectares, of which the portion held hereby indicated by the figure aFGHJKLMNcdRSTUVXYba on Consolidation Diagram SG 5085/2014 forms a portion, is subject to the following:

A. This Grant is made on the condition that no compensation or damages shall be payable by or claimable or recoverable from the Government by the Grantees or their successors in title for or in respect of any damage whatsoever that may be sustained by the said Grantees or their successors in title, through any portion of the land hereby granted being submerged as a direct result of the construction by the Grantor at any time hereafter of a barrage in connection with any irrigation project in the Vaal River other than in respect of improvements, if any, now existing which may be affected, and the Government reserving the right to submerge any such land at any time it should deem fit.

C. By virtue of Notarial Deed K386/1965 S dated 09 May 1964 the withinmentioned property is subject to the right in perpetuity to

(a) Construct an Electrical Transformer House

(b) Convey electricity across the property in favour of Eskom

together with ancillary rights, as will more fully appear from the said Notarial Deed.

D. By Notarial Deed No. K84/1970S, the right has been granted to ESKOM to convey electricity over the property hereby conveyed together with ancillary rights, and subject to conditions, as will more fully appear on reference to said Notarial Deed and diagram".

(ii) "The former Remaining Extent of Portion 1 of the farm Klipfontein 344, H.O., in extent 3854,9110 Hectares, of which the portion held hereby indicated by the figure aFGHJKLMNcdRSTUVXYba on Consolidation Diagram SG 5085/2014 forms a portion, is subject to the following:

A. Kragtens Notariële Akte No. K2963/1985S gedateer 19 September 1985 is die hierinvermelde eiendom onderhewig aan „n ewigdurende servituut tgv ESKOM tot „n stuk grond ongeveer 1,1 hektaar die reg om daarop „n substasie en sodanige werke op te rig as wat mag nodig wees, tesame met bykomende regte soos meer volledig sal blyk uit gemelde Notariële Akte en welke roete van die servituut bepaal is kragtens Notariële Akte K3406/1989S en aangedui word deur die figuur ABCDEFGA op diagram A7771/1987.

B. By Notarial Deed No. K2964/1985S, the right has been granted to ESKOM to convey electricity over the property hereby conveyed together with ancillary rights, and subject to conditions, as will more fully appear on reference to said Notarial Deed and diagram, which servitude's route was described by Notarial Deed K3406/1989S, which servitude is 11 metres wide, and whereof the centre line of the servitude is indicated by the line HJ on Diagram SG No A7771/1987".

(iii) "The former Remaining Extent of Portion 1 of the farm Klipfontein No. 344-HO, in extent 4324,1715 hectares, of which the portion indicated by the figure cPQdc on Consolidation Diagram SG 5085/2014 forms a portion, is subject to the following:

A. This Grant is made on the condition that no compensation or damages shall be payable by or claimable or recoverable from the Government by the Grantees or their successors in title for or in respect of any damage whatsoever that may be sustained by the said Grantees or their successors in title, through any portion of the land hereby granted being submerged as a direct result of the construction by the Grantor at any time hereafter of a barrage in connection with any irrigation project in the Vaal River other than in respect of improvements, if any, now existing which may be affected, and the Government reserving the right to submerge any such land at any time it should deem fit.

- C. By virtue of Notarial Deed K386/1965 S dated 09 May 1964 the withinmentioned property is subject to the right in perpetuity to
- Construct an Electrical Transformer House
  - Convey electricity across the property in favour of Eskom together with ancillary rights, as will more fully appear from the said Notarial Deed.
- D. By Notarial Deed No. K84/1970S, the right has been granted to ESKOM to convey electricity over the property hereby conveyed together with ancillary rights, and subject to conditions, as will more fully appear on reference to said Notarial Deed and diagram.
- (iv) "The former Remaining Extent of Portion 1 of the farm Klipfontein No. 344-HO, in extent 4084,2895 hectares, of which the portion indicated by the figure cPQdc on Consolidation Diagram SG 5085/2014 forms a portion, is subject to the following:
- By Notarial Deed K1785/1975S, the right has been granted to ESKOM to convey electricity over the property hereby conveyed together with ancillary rights, and subject to conditions as will more fully appear on reference to the said Notarial Deed, and whereof the route of the servitude was determined by Notarial Deed K1868/1977S and the centre lines of the servitude are indicated by the lines ef and gh on Diagram SG 5085/2014".
- (v) "The former Portion A known as Bloemhof Townlands of the farm KLIPFONTEIN No. 344 H.O., of which the portion indicated by the figure ABCDEabZA on Consolidation Diagram SG 5085/2014 forms a portion, is subject to the following:
- A. This Certificate is made on the condition that no compensation or damages shall be payable by or claimable or recoverable from the Government by the Grantees or their successors in title for or in respect of any damage whatsoever that may be sustained by the said Grantees or their successors in title, through any portion of the land hereby granted being submerged as a direct result of the construction by the Grantor at any time hereafter of a barrage in connection with any irrigation project in the Vaal River other than in respect of improvements, if any, now existing which may be affected, and the Government reserving the right to submerge any such land at any time it should deem fit."
- (vi) "The former Remaining Extent of Portion known as Bloemhof Townlands of the farm KLIPFONTEIN No. 344 H.O., of which the portion indicated by the figure ABCDEabZA on Consolidation Diagram SG 5085/2014 forms a portion, is subject to the following:
- A. By virtue of Notarial Deed K386/1965 S dated 09 May 1964 the withinmentioned property is subject to the right in perpetuity to
- Construct an Electrical Transformer House
  - Convey electricity across the property in favour of Eskom together with ancillary rights, as will more fully appear from the said Notarial Deed.
- B. ONDERHEWIG AAN Notariële Akte Nr. K84/1970 geregistreer op 13 FEBRUARIE 1970 waarkragtens die reg aan ESKOM verleen is om elektrisiteit oor die genoemde eiendom te vervoer, tesame met bykomende regte en onderhewig aan kondisies soos meer volledig sal blyk uit gesegde Akte.
- (vii) "The former Remaining Extent of Portion A of the farm Klipfontein No. 344-HO, in extent 4084,2895 hectares, of which the portion indicated by the figure ABCDEabZA on Consolidation Diagram SG 5085/2014 forms a portion, is subject to the following:
- By Notarial Deed K1785/1975S, the right has been granted to ESKOM to convey electricity over the property hereby conveyed together with ancillary rights, and subject to conditions as will more fully appear on reference to the said Notarial Deed, and whereof the route of the servitude was determined by Notarial Deed K1868/1977S and the centre lines of the servitude are indicated by the lines ef and gh on Diagram SG 5085/2014".
- (2) uitgesluit die volgende serwituut wat slegs Erwe 3283 (Park) tot 3285 (Park) en strate in die dorp raak:
- "The former Remaining Extent of Portion 1 of the farm Klipfontein 344, H.O., in extent 4084,2895 Hectares, of which the portion held hereby indicated by the figure aFGHJKLMNcdRSTUVXYba on Consolidation Diagram SG 5085/2014 forms a portion, is subject to the following:
- By Notarial Deed K1785/1975S, the right has been granted to ESKOM to convey electricity over the property hereby conveyed together with ancillary rights, and subject to conditions as will more fully appear on reference to the said Notarial Deed, and whereof the route of the servitude was determined by Notarial Deed K1868/1977S and the centre lines of the servitude are indicated by the lines ef and gh on Diagram SG 5085/2014".
- (3) uitgesluit die volgende voorwaarde wat slegs Erwe 2406 tot 2408; 2440 tot 2512; 2514; 2540 tot 2569; 2576 tot 2586; 2597 tot 3272; 3277 (Park); 3278 (Park); 3282 (Park) tot 3290 (Park) en strate in die dorp raak:
- (i) "The former Remaining Extent of Portion 1 of the farm Klipfontein 344, H.O., in extent 4324,1715 Hectares, of which the portion held hereby indicated by the figure aFGHJKLMNcdRSTUVXYba on Consolidation Diagram SG 5085/2014 forms a portion, is subject to the following:

- B. Subject further that all roads already made over this land by lawful authority shall remain free and unencumbered; that the land shall be subject further to any law or statutory regulations for the time being in force and finally that the owner shall be liable to the prompt payment of such taxes as are payable according to law".

(4) uitgesluit die volgende voorwaarde wat slegs Gopanestraat in die dorp raak:

- (i) "The former Remaining Extent of Portion 1 of the farm Klipfontein No. 344-HO, in extent 4324,1715 hectares, of which the portion indicated by the figure cPQdc on Consolidation Diagram SG 5085/2014 forms a portion, is subject to the following:

- B. Subject further that all roads already made over this land by lawful authority shall remain free and unencumbered; that the land shall be subject further to any law or statutory regulations for the time being in force and finally that the owner shall be liable to the prompt payment of such taxes as are payable according to law".

(5) uitgesluit die volgende voorwaarde wat slegs Erwe 2250 tot 2439; 2478; 2511 tot 2540; 2545 tot 2548; 2550; 2559 tot 2560; 2569 tot 2576; 2587 tot 2597; 3273 (Park) tot 3282 (Park) en strate in die dorp raak:

- (i) "The former Portion A known as Bloemhof Townlands of the farm KLIPFONTEIN No. 344 H.O., of which the portion indicated by the figure ABCDEabZA on Consolidation Diagram SG 5085/2014 forms a portion, is subject to the following:

- B. Subject further that all roads already made over this land by lawful authority shall remain free and unencumbered; that the land shall be subject further to any law or statutory regulations for the time being in force and finally that the owner shall be liable to the prompt payment of such taxes as are payable according to law".

#### 4. TITELVOORWAARDES

(1) VOORWAARDES OPGELÊ KRAGTENS DIE BEPALINGS VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE, 1986 (ORDONNANSIE NO. 15 VAN 1986)

(a) ALLE ERWE MET DIE UITSONDERING VAN ERWE 3273 (PARK) TOT 3290 (PARK)

(i) Die erf is onderworpe aan-

(aa) „n serwituut, 3 meter wyd langs die straatgrens;

(bb) „n serwituut, 2 meter wyd langs die agterste (midblok) grens; en

(cc) serwitude langs die sygrense met „n gesamentlike wydte van 3 meter en „n minimum wydte van 1 meter,

ten gunste van die plaaslike owerheid vir riool- en ander munisipale doeleindes en, in die geval van „n pypsteelerf, „n addisionele serwituut van 1 meter wyd, vir munisipale doeleindes, oor die toegangsdeel van die erf, indien en wanneer deur die plaaslike owerheid benodig: Met dien verstande dat die plaaslike owerheid hierdie vereiste serwitude mag verslap of vrystelling daarvan verleen.

(ii) Geen gebou of ander struktuur mag opgerig word binne die bogenoemde serwituutgebied nie en geen grootwortelbome mag in die gebied van sodanige serwituut of binne 1 meter daarvan geplant word nie.

(iii) Die plaaslike owerheid is daarop geregtig om tydelik op die grond aangrensend aan die voorgenoemde serwituutgebied, sodanige materiaal te stort as wat uitgegrawe mag word in die loop van die konstruksie, onderhoud of verwydering van sodanige hoofrioolleidings of ander werk as wat hy na sy oordeel nodig ag en is voorts geregtig op redelike toegang tot genoemde grond vir bogenoemde doel, onderworpe daaraan dat enige skade aangerig tydens die proses van konstruksie, instandhouding of verwydering van sodanige hoofrioolleidings en ander werk, goed te maak deur die plaaslike owerheid.

(b) ERWE 2250 TOT 2420; 2432 TOT 2488; 2491 TOT 2499; 2503 TOT 2520; 2533 TOT 2543; 2545 TOT 2548; 2555 TOT 2556; 2561 TOT 2568; 2576 TOT 2591; 2594 TOT 2616; 2719 TOT 2725; 2811 TOT 2812; 2817 TOT 3272 EN 3273 (PARK) TOT 3290 (PARK)

Die erf is geleë in „n gebied met bodemeienskappe wat geboue en strukture nadelig kan beïnvloed en skade tot gevolg kan hê. Bouplanne wat by die plaaslike owerheid vir goedkeuring ingedien word moet maatreëls aantoon om moontlike skade aan die geboue en strukture as gevolg van die ongunstige funderingstoestande te beperk. Hierdie maatreëls moet in ooreenstemming wees met die aanbevelings vervat in die geotegniese verslag tensy bewys gelewer word aan die plaaslike owerheid dat sodanige maatreëls onnodig is of dieselfde doel op „n meer doeltreffende wyse bereik kan word. Die NHBRC klassifikasie vir fondasies word bestempel as H2/R/P.

- (c) ERWE 2421 TOT 2431; 2489 TOT 2490; 2500 TOT 2502; 2521 TOT 2532; 2544; 2549 TOT 2554; 2557 TOT 2560; 2569 TOT 2575; 2592 TOT 2593; 2617 TOT 2718; 2726 TOT 2810 EN 2813 TOT 2816

Die erf is geleë in „n gebied met bodemeienskappe wat geboue en strukture nadelig kan beïnvloed en skade tot gevolg kan hê. Bouplanne wat by die plaaslike owerheid vir goedkeuring ingedien word moet maatreëls aantoon om moontlike skade aan die geboue en strukture as gevolg van die ongunstige funderingstoestande te beperk. Hierdie maatreëls moet in ooreenstemming wees met die aanbevelings vervat in die geotegniese verslag tensy bewys gelever word aan die plaaslike owerheid dat sodanige maatreëls onnodig is of dieselfde doel op „n meer doeltreffende wyse bereik kan word.

Die NHBRC klassifikasie vir fondasies word bestempel as H2/R.

- (2) TITELVOORWAARDES TEN GUNSTE VAN DERDE PARTYE OM GEREgistREER / GESKEP TE WORD OP EERSTE REGISTRASIE VAN DIE BETROKKE ERWE

- (a) VOORWAARDES OPGELEË TEN GUNSTE VAN ESKOM

- (i) ERF 2311

Die erf is onderworpe aan „n kraglyn serwituut ten gunste van Eskom, soos op die Algemene Plan aangedui: By die indiening van „n sertifikaat deur Eskom aan die Registrateur van Aktes waarin vermeld word dat sodanige serwituut nie meer benodig word nie, verval die voorwaarde.

**N. MGONGO, Munisipale Bestuurder**

Lekwa-Teemane Plaaslike Munisipaliteit, Munisipale Kantore, h/v Robyn- en Dirkie Uysstraat, Christiana, 2680

**LOCAL AUTHORITY NOTICE 191 OF 2016****NOTICE OF APPLICATION FOR AMENDMENT OF TOWN PLANNING SCHEME IN TERMS OF SECTION 56 (1) (b) (ii) OF THE TOWN PLANNING AND TOWNSHIPS ORDINANCE, 1986 (ORDINANCE 15 OF 1986)**

I Ivan Michael Kaywitz the owner of erf 632 hereby give notice in terms of section 56 (1) (b) (ii) of the Town Planning and Townships Ordinance, 1986, that I have applied to the Local Municipality of Madibeng for the amendment of the Town Planning Scheme known as Brits Town Planning Scheme, 1/1958, for rezoning of the density from one dwelling per erf to not less than 500 m<sup>2</sup> per subdivided portions. The property is situated at 17 Merenskyrif Avenue, Elandsrand Ext. 4. Particulars of the application will lie for inspection during normal office hours at the Municipal Offices, 53 Van Velden Street, Brits for a period of 28 days from 08 November 2016. Objections to or representations in respect of the application must be lodged with or made in writing to the Municipal Manager, at the above address or at PO Box 106, Brits, 0250, within a period of 28 days from 08 November 2016. Address of applicant: P.O. Box 4235 BRITS 0250.

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**PLAASLIKE OWERHEID KENNISGEWING 191 VAN 2016****KENNISGEWING VAN AANSOEK OM WYSIGING VAN DORPSBEPLANNINGSKEMA INGEVOLGE ARTIKEL 56 (1)(b)(ii) VAN DIE ORDONNANSIE OP DORPSBEPLANNING EN DORPE 1986 (ORDONNANSIE 15 VAN 1986)**

Ek Ivan Michael Kaywitz die eienaar van erf 632 gee hiermee ingevolge artikel 56 (1) (b) (ii) van die Ordonnansie op Dorpsbeplanning en Dorpe, 1986, kennis dat ek by die Plaaslike Munisipaliteit van Madibeng aansoek gedoen het om die wysiging van die dorpsbeplanningskema bekend as Brits Dorpsbeplanningskema, 1/1958, deur die hersonering van die eiendom hierbo beskryf, geleë te 17 MerenskyrifLaan, Elandsrand Ext. 4. Hersonering van die digtheid vanaf een wooneenheid per erf na nie minder as 500m<sup>2</sup> per herverdeelde gedeelte. Besonderhede van die aansoek lê ter insae gedurende gewone kantoorure by die Munisipale Kantore, 53 Van Veldenstraat, Brits, vir 'n tydperk van 28 dae vanaf 08 November 2016. Besware of verhoë ten opsigte van die aansoek moet binne 'n tydperk van 28 dae vanaf 08 November 2016 skriftelik by of tot die Munisipale Bestuurder by bovermelde adres of by Posbus 106, Brits, 0250, ingedien word. Adres van applikant: Posbus 4265 BRITS 0250.

8-15

## LOCAL AUTHORITY NOTICE 192 OF 2016

**NOTICE OF APPLICATION FOR THE AMENDMENT OF THE NALEDI TOWN PLANNING SCHEME, 2014 IN TERMS OF THE SPATIAL PLANNING AND LAND USE MANAGEMENT SCHEME, 2013( ACT 16 OF 2013)**

We, Emendo Inc. Town and Regional Planners, being the authorized agent of the owner of Erf 8898, (Portion of Erf 506), Vryburg Township, hereby give notice in terms of the Spatial Planning and Land Use Management Act, 2013, that we have applied to the Naledi Local Municipality for the amendment of the town planning scheme known as the Naledi Town Planning Scheme, 2014 by the rezoning of the property described above, from "Agricultural" to Sub-divisional Area" for the purposes of establishing a mixed use development.

Particulars of the application will lie for inspection during normal office hours at the office of the **Naledi Municipality, Manager: Town Planning Department, Room 2, 19A Market Street, Vryburg Street, for a period of 28 days from 8<sup>th</sup> November 2016.**

Objections to or representations in respect of the application must be lodged with or made in writing to the **Naledi Local Municipality, Manager: Town Planning Department, Room 2, 19A Market Street, Vryburg Street, for a period of 28 days from 8<sup>th</sup> November 2016.**

**Address of authorised agent: Andre Kotze,Emendo Inc. Town and Regional Planners, P O Box 240, Groenkloof 0027,Tel: 012 346 2526 ,Fax: 012 346 4101**



## PLAASLIKE OWERHEID KENNISGEWING 192 VAN 2016

**KENNISGEWING VAN AANSOEK OM WYSIGING VAN DIE NALEDI DORPSBEPLANNINGSKEMA, 2014 INGEVOLGE DIE RUIMTELIKE BEPLANNING en GRONDGEBRUIKBESTUUR SKEMA, 2013 (Wet 16 van 2013)**

Ons Emendo Inc Stads en Streekbeplanners , synde die gemagtigde agent van die eienaar van Erf 8898 , ( Gedeelte van Erf 506 ) , Vryburg Dorp, gee hiermee kennis in terme van die Ruimtelike Beplanning en Grondgebruikbestuur Wet , 2013 , dat ons aansoek gedoen het by die Naledi Plaaslike Munisipaliteit vir die wysiging van die dorpsbeplanningskema bekend as die Naledi Dorpsbeplanningskema , 2014 deur die hersonering van die eiendom hierbo beskryf , vanaf " Landbou" na Onderverdelingsgebied " vir die doeleindes van die stigting van 'n gemengde gebruik ontwikkeling .

Besonderhede van die aansoek le ter insae gedurende gewone kantoorure by die kantoor van die Naledi Plaaslike Munisipaliteit, Bestuurder : Stadsbeplanning , Kamer 2 , Markstraat 19A , Vryburg Street , vir 'n tydperk van 28 dae vanaf 8 November 2016 .

Beswaar teen of vertoe ten opsigte van die aansoek moet sodanige beswaar of voorlegging op skrif aan die Naledi Plaaslike Munisipaliteit , Bestuurder : Stadsbeplanning , Kamer 2 , Markstraat 19A , Vryburg Street , vir 'n tydperk van 28 dae vanaf 8 November 2016

**Adres van gemagtigde agent:        Andre Kotze        ,Emendo Inc. Town and Regional Planners, P O Box 240, Groenkloof 0027 ,Tel: 012 346 2526  
Fax: 012 346 4101**

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